

H. B. No. 33, A bill to be entitled "An Act to regulate the method of taking or catching fish in the public fresh waters in Morris and Titus counties, State of Texas, for the preservation and conservation of the fish in said counties; providing penalties for violation; repealing House bill No. 717, Regular Acts of the Forty-second Legislature and all other laws in conflict herewith, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 46 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 46, A bill to be entitled "An Act amending Chapter 239, Special Laws of the Regular Session of the Forty-second Legislature of the State of Texas, so as to change the dates of convening the district court in Mitchell county of the Thirty-second Judicial District of Texas, and declaring an emergency."

The bill was read second time.

Mr. Metcalfe offered the following amendments to the bill:

(1)

Amend House bill No. 46 by striking out of Sections 1 and 2 the figures and word: "239, Special" wherever they occur in said sections and substitute in lieu thereof the figures and word: "366, General."

(2)

Amend House bill No. 46 by changing the caption to conform to the body of the bill.

The amendments were severally adopted.

House bill No. 46 was then passed to engrossment.

ADJOURNMENT.

On motion of Mr. O'Quinn, the House, at 3:10 o'clock p. m., adjourned until 9:30 o'clock a. m. next Monday.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills, as follows: Congressional Districts: House bill No. 55.

State Affairs: House bills Nos. 58, 60, 63, and 68.

Appropriations: House bill No. 66. Game and Fisheries: House bills No. 73 and 57.

Privileges, Suffrage and Elections: House bill No. 62.

Conservation and Reclamation: House bills Nos. 71, 70 and 65.

The Committee on Revenue and Taxation filed a favorable report on House bill No. 67 at 2 o'clock p. m. today.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, August 8, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to who was referred

H. B. No. 26, A bill to be entitled "An Act amending Article 6032 of the Revised Civil Statutes of 1925, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, August 8, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 4, "An Act making an appropriation of thirty thousand dollars (\$30,000) to be used by the Attorney General for the purpose of paying the expenses of investigating and prosecuting violations of conservation and anti-trust laws of this State, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

BOUNDS, Vice-Chairman.

FOURTEENTH DAY.

(Monday, August 10, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

| | |
|-------------------|----------------------|
| Mr. Speaker. | Jackson. |
| Adams of Harris. | Johnson |
| Adams of Jasper. | of Dallam. |
| Adamson. | Johnson |
| Adkins. | of Dimmit. |
| Akin. | Johnson of Morris. |
| Alsup. | Jones of Shelby. |
| Anderson. | Justiss. |
| Baker. | Kayton. |
| Barron. | Keller. |
| Beck. | Kennedy. |
| Bedford. | Laird. |
| Bond. | Lasseter. |
| Bounds. | Lee. |
| Boyd. | Lemens. |
| Brice. | Leonard. |
| Brooks. | Lilley. |
| Bryant. | Lockhart. |
| Burns of Walker. | Long. |
| Burns | McDougald. |
| of McCulloch. | McGill. |
| Carpenter. | McGregor. |
| Caven. | Magee. |
| Claunch. | Mathis. |
| Cox of Lamar. | Mehl. |
| Cox of Limestone. | Metcalf. |
| Cunningham. | Moffett. |
| Daniel. | Morse. |
| DeWolfe. | Munson. |
| Dodd. | Murphy. |
| Donnell. | Nicholson. |
| Dowell. | Olsen. |
| Dunlap. | O'Quinn. |
| Duvall. | Patterson. |
| Dwyer. | Petsch. |
| Elliott. | Ramsey. |
| Englehard. | Ratliff. |
| Farmer. | Ray. |
| Farrar. | Reader. |
| Finn. | Richardson. |
| Fisher. | Rogers. |
| Forbes. | Rountree. |
| Ford. | Sanders. |
| Fuchs. | Satterwhite. |
| Gilbert. | Savage. |
| Giles. | Scott. |
| Goodman. | Shelton. |
| Graves. | Sherrill. |
| Greathouse. | Smith of Bastrop. |
| Grogan. | Smith of Wood. |
| Hanson. | Sparkman. |
| Hardy. | Stephens. |
| Harman. | Steward. |
| Harrison | Strong. |
| of El Paso. | Sullivant. |
| Harrison | Tarwater. |
| of Waller. | Terrell of Cherokee. |
| Hefley. | Terrell |
| Herzik. | of Val Verde. |
| Hines. | Towery. |
| Holder. | Turner. |
| Holland. | Van Zandt. |
| Holloway. | Vaughan. |
| Hoskins. | Veatch. |
| Howsley. | Wagstaff. |
| Hubbard. | Walker. |
| Hughes. | Warwick. |

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| Weinert. | Wiggs. |
| West of Coryell. | Wyatt. |
| West of Cameron. | Young. |
| Westbrook. | |

Absent.

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| Ferguson. | Martin. |
| McCombs. | Pope. |

Absent—Excused.

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| Albritton. | Hatchitt. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |
| Davis. | |

A quorum was announced present.
Prayer was offered by Dr. William
Matthew Holderby, Chaplain of the
Illinois State Senate.

LEAVES OF ABSENCE GRANTED.

The following members were
granted leaves of absence on account
of important business:

Mr. Stevenson for today, on mo-
tion of Mr. Burns of Walker.

Mr. Hill for today, on motion of
Mr. Sparkman.

Mr. Albritton for today, on motion
of Mr. Adkins.

Mr. Coombes for today, on motion
of Mr. Scott.

Mr. Dale for today, on motion of
Mr. West of Coryell.

Mr. Jones of Atascosa for today,
on motion of Mr. Wyatt.

Mr. Davis for today, on motion of
Mr. Savage.

Mr. Ferguson for today, on mo-
tion of Mr. Bedford.

Mr. Coltrin for today, on motion
of Mr. Cox of Lamar.

Mr. Hatchitt for today, on motion
of Mr. Cunningham.

Mr. McCombs for today, on motion
of Mr. Beck.

The following member was granted
leave of absence on account of illness:

Mrs. Moore for today and the bal-
ance of the week, on motion of Mr.
Farrar.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, August 10, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has passed

H. B. No. 21, A bill to be entitled "An Act amending Section 5 of Chapter 15, Local and Special Laws, Acts of Second Called Session, Forty-first Legislature, relating to the creation of the Brazos River Conservation and Reclamation District, and the establishment of the boundaries thereof; reappropriating for said purpose the unexpended balance of \$20,000 appropriated for said purpose by Chapter 35, etc., and declaring an emergency."

H. B. No. 37, A bill to be entitled "An Act amending House bill No. 943, passed at the Regular Session of the Forty-second Legislature of the State of Texas, being Chapter 159, page 311, of the Special Laws of the State of Texas; repealing all laws in conflict with said act, and declaring an emergency."

S. B. No. 49, A bill to be entitled "An Act validating all issues of funding and refunding notes, bonds, warrants, time warrants and treasury warrants heretofore issued or authorized to be issued by any and all cities in the State, whether incorporated under General or Special Laws, and declaring an emergency."

S. B. No. 52, A bill to be entitled "An Act amending Article 4553 of Chapter 10, commonly known and designated as the Optometry Bill, and declaring an emergency."

S. B. No. 59, A bill to be entitled "An Act amending Chapter 239, Special Laws of the Regular Session of the Forty-second Legislature of the State of Texas, and declaring an emergency."

S. B. No. 47, A bill to be entitled "An Act amending Article 2832, Revised Civil Statutes of Texas, 1925, as amended by Senate bill No. 563, approved May 29, 1931, and repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

S. B. No. 37, A bill to be entitled "An Act providing for the preservation of and preventing the destruction in utilization and removal of certain native plants and cacti, prehistoric bones and relics, etc., and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the

House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Lasseter:

H. B. No. 74, A bill to be entitled "An Act to amend Article 2698, Revised Civil Statutes of Texas of 1925, and declaring an emergency."

Referred to Committee on Education.

By Mr. Sanders:

H. B. No. 75, A bill to be entitled "An Act making an appropriation of the sum of fifty thousand dollars (\$50,000), or so much thereof as may be necessary, out of the general revenues, to pay the per diem and mileage of members, the per diem of officers and employees and the contingent expenses of the First Called Session of the Forty-second Legislature of the State of Texas, convened on the 14th day of July, 1931, by proclamation of the Governor; to supplement the like appropriation of the Regular Session of said Legislature; to pay any unpaid vouchers or warrants held by members, officers or employees of the Regular Session of said Legislature; to pay any unpaid claims and accounts of members, officers or employees of said session or of other persons authorized either by the Senate or the House of Representatives; to pay any and all sums for whatever purpose authorized to be expended by concurrent resolution of the Forty-second Legislature at its Regular Session; to pay the per diem of members, officers or employees for pre-session and post-session work of the First Called Session of said Forty-second Legislature; providing how accounts may be approved and audited, and declaring an emergency."

Referred to Committee on Appropriations.

RELATIVE TO CHARGE AGAINST JUDGE J. B. PRICE.

Mr. Terrell of Cherokee offered the following resolution:

Whereas, This House has on a former date adopted a motion providing for beginning impeachment proceedings against Judge J. B. Price, judge of the Twenty-first Judicial District of Texas, on Monday, August 10th, 1931; and

Whereas, This Special Session will end by limitation on Wednesday, Au-

gust 12th, 1931, and we have more important legislation pending, the passage of which will be jeopardized by beginning impeachment proceedings today; and

Whereas, The Governor has called this Special Session and submitted subjects of legislation that should be carefully considered in the remaining few days of the session; and such measures as will be beneficial to the public interest should be enacted into law; and

Whereas, The Constitution, Section 8, of Article 15, provides a method of removing incompetent judges from office by means of an address to the Governor without adopting articles of impeachment and without a lengthy trial by the Senate. Therefore, be it

Resolved by the House of Representatives, That the impeachment proceedings be postponed until Wednesday, August 12th, in order to give time to consider pending legislation and that the committee heretofore appointed to present and prosecute the charges against Judge Price be instructed to subpoena all material witnesses to appear before the House, Wednesday, August 12th, 1931, to give testimony in this case, and that Judge J. B. Price be notified to be present on that occasion with his witnesses and attorneys.

Resolved further, That the Senate be invited to sit with the House during the investigation in order to hear the evidence and be prepared to vote upon the adoption of the address without the necessity of hearing further testimony.

Resolved further, That it is the sense of this House, that impeachment proceedings be dismissed in the interest of time and economy, and that the House, after hearing the evidence, prepare an address to the Governor as provided by the Constitution and laws of the State, requesting the removal of Judge Price from office in case the evidence justifies such removal.

The resolution was read second time.

Mr. Terrell of Cherokee moved that further consideration of the resolution be postponed until 9 o'clock a. m. Wednesday.

Mr. Keller moved that further consideration of the resolution be postponed indefinitely.

Mr. Graves moved to table the motion of Mr. Keller.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—93.

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|-------------------|------------------|
| Adams of Jasper. | Johnson |
| Adamson. | of Morris. |
| Akin. | Jones of Shelby. |
| Alsup. | Justiss. |
| Anderson. | Kayton. |
| Barron. | Kennedy. |
| Beck. | Laird. |
| Bedford. | Lasseter. |
| Bounds. | Lee. |
| Boyd. | Lilley. |
| Brice. | Lockhart. |
| Brooks. | Long. |
| Bryant. | McGill. |
| Carpenter. | Magee. |
| Caven. | Moffett. |
| Claunch. | Munson. |
| Cox of Lamar. | Nicholson. |
| Cox of Limestone. | Olsen. |
| Cunningham. | Petsch. |
| Daniel. | Ramsey. |
| Dodd. | Ratliff. |
| Donnell. | Richardson. |
| Dowell. | Rogers. |
| Duvall. | Rountree. |
| Engelhard. | Sanders. |
| Farmer. | Satterwhite. |
| Farrar. | Savage. |
| Fisher. | Scott. |
| Forbes. | Shelton. |
| Giles. | Sherrill. |
| Goodman. | Smith of Wood. |
| Graves. | Sparkman. |
| Grogan. | Stephens. |
| Hanson. | Strong. |
| Hardy. | Sullivant. |
| Harrison | Terrell |
| of Waller. | of Cherokee. |
| Herzik. | Terrell |
| Hines. | of Val Verde. |
| Holder. | Towery. |
| Holland. | Van Zandt. |
| Holloway. | Vaughan. |
| Hoskins. | Veatch. |
| Howsley. | Weinert. |
| Hubbard. | West of Coryell. |
| Jackson. | West of Cameron. |
| Johnson | Wiggs. |
| of Dallam. | Wyatt. |
| Johnson | Young. |
| of Dimmit. | |

Nays—20.

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| Adams of Harris. | Finn. |
| Adkins. | Ford. |
| Bond. | Gilbert. |
| Burns of Walker. | Harrison |
| Dwyer. | of El Paso. |
| Elliott. | Hefley. |

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| Keller. | Steward. |
| Mathis. | Turner. |
| Morse. | Walker. |
| Murphy. | Westbrook. |
| Smith of Bastrop. | |

Present—Not Voting.

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| Baker. | Greathouse. |
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Absent.

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| Burns | McGregor. |
| of McCulloch. | Martin. |
| DeWolfe. | Mehl. |
| Dunlap. | Metcalf. |
| Ferguson. | O'Quinn. |
| Fuchs. | Patterson. |
| Harman. | Pope. |
| Hughes. | Ray. |
| Lemens. | Reader. |
| Leonard. | Tarwater. |
| McCombs. | Wagstaff. |
| McDougald. | Warwick. |

Absent—Excused.

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| Albritton. | Hatchitt. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |
| Davis. | |

Question next recurring on the motion by Mr. Terrell of Cherokee, it prevailed.

BILL ORDERED PRINTED IN MIMEOGRAPH FORM.

On motion of Mr. Forbes, House bill No. 62 was ordered printed in mimeograph form and not otherwise printed.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Laird, House bills Nos. 57 and 73 were ordered not printed.

RELATIVE TO SALE OF MINERAL DEPOSITS ON LANDS OWNED BY THE UNIVERSITY OF TEXAS.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 8, Relative to sale of mineral deposits on University land.

Whereas, The provisions of Chapter 5 of Title 86 of the 1925 Revised Civil Statutes relating to sale of minerals other than oil and gas in public lands are still in force and effect as regards University lands, but said

statutes have been repealed and are no longer in effect as regards public school lands; and

Whereas, There is no existing authority in the Land Commissioner, the Board for Lease of University Lands, or any other State agency to withhold the minerals, other than oil and natural gas, in University lands from sale and lease; and

Whereas, Under existing rules the Land Commissioner is forced to sell University lands without adequate reservation of royalty interest in minerals other than oil and gas, and with a reservation of royalty which is only one-third of the royalty interest retained in public school lands; and

Whereas, Under this state of law the University is faced with loss and irreparable injury to its potash and all mineral deposits, other than oil and gas, and the public school fund is suffering loss and will suffer irreparable loss and damage through failure to develop its potash and other mineral resources, other than oil and gas, because of the unfair terms under which adjacent University lands are leased; and

Whereas, The State is faced with a grave crisis in the present situation of its potash deposits under University lands, and in order to conserve all mineral resources under University lands, other than oil and gas, the following action is imperative and immediately necessary, and provided for in the message of the Governor in calling this Extraordinary Session; now, therefore, be it

Resolved by the Legislature of Texas, That all mineral deposits, other than oil and gas, in University lands, be, and they are hereby, withdrawn from sale, leases or mineral permits until such time as the Legislature, by adequate law, provide for their orderly development.

The resolution was read second time, and was adopted.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 37, to the Committee on State Affairs.

Senate bill No. 47, to the Committee on Education.

Senate bill No. 49, to the Committee on State Affairs.

Senate bill No. 52, to the Committee on State Affairs.

Senate bill No. 59, to the Committee on Judicial Districts.

TO SUSPEND CERTAIN RULE.

Mr. Satterwhite moved that Section 5 of Rule XIV, which relates to the consideration of bills on second reading, be suspended until 6 o'clock p. m., Tuesday, August 11.

Mr. Long moved as a substitute motion that Section 5 of Rule XIV be suspended so as to consider all bills except the bill relative to tax on cigarettes.

Mr. Sanders moved to table the substitute motion by Mr. Long.

The motion to table prevailed by the following vote:

Yeas—73.

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| Adams of Harris. | Lasseter. |
| Adamson. | Lee. |
| Alsup. | Leonard. |
| Anderson. | Lockhart. |
| Barron. | Magee. |
| Beck. | Mehl. |
| Bedford. | Metcalfe. |
| Bounds. | Moffett. |
| Boyd. | Munson. |
| Burns of Walker. | Murphy. |
| Burns | Nicholson. |
| of McCulloch. | Olsen. |
| Carpenter. | Petsch. |
| Caven. | Ratliff. |
| Dodd. | Reader. |
| Donnell. | Richardson. |
| Dowell. | Rountree. |
| Dunlap. | Sanders. |
| Dwyer. | Satterwhite. |
| Farmer. | Savage. |
| Fisher. | Scott. |
| Forbes. | Shelton. |
| Ford. | Smith of Bastrop. |
| Gilbert. | Smith of Wood. |
| Giles. | Steward. |
| Goodman. | Strong. |
| Greathouse. | Sullivan. |
| Harman. | Towery. |
| Howsley. | Turner. |
| Hubbard. | Van Zandt. |
| Johnson | Vaughan. |
| of Dallam. | Wagstaff. |
| Johnson | Warwick. |
| of Dimmit. | West of Coryell. |
| Johnson of Morris. | West of Cameron. |
| Kayton. | Westbrook. |
| Kennedy. | Wiggs. |
| Laird. | Wyatt. |

Nays—38.

Adams of Jasper. Adkins.

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| Akin. | Hoskins. |
| Baker. | Hughes. |
| Brice. | Jones of Shelby. |
| Brooks. | Long. |
| Bryant. | McGill. |
| Cox of Lamar. | McGregor. |
| Cox of Limestone. | Mathis. |
| Daniel. | Morse. |
| Duvall. | Ramsey. |
| Elliott. | Rogers. |
| Engelhard. | Sparkman. |
| Finn. | Stephens. |
| Hanson. | Tarwater. |
| Harrison | Terrell of Cherokee. |
| of El Paso. | Terrell |
| Harrison | of Val Verde. |
| of Waller. | Veatch. |
| Hefley. | Walker. |
| Hines. | Weinert. |
| Holland. | |

Absent.

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| Bond. | Justiss. |
| Claunch. | Keller. |
| Cunningham. | Lemens. |
| DeWolfe. | Lilley. |
| Farrar. | McCombs. |
| Ferguson. | McDougald. |
| Fuchs. | Martin. |
| Graves. | O'Quinn. |
| Grogan. | Patterson. |
| Hardy. | Pope. |
| Herzik. | Ray. |
| Holder. | Sherrill. |
| Holloway. | Young. |
| Jackson. | |

Absent—Excused.

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| Albritton. | Hatchitt. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |
| Davis. | |

Question then recurring on the motion by Mr. Satterwhite, it prevailed by the following vote:

Yeas—89.

| | |
|-------------------|-------------|
| Adams of Jasper. | Dodd. |
| Adamson. | Donnell. |
| Adkins. | Dowell. |
| Alsup. | Dunlap. |
| Anderson. | Duvall. |
| Barron. | Dwyer. |
| Bedford. | Farrar. |
| Bounds. | Finn. |
| Burns | Fisher. |
| of McCulloch. | Forbes. |
| Carpenter. | Ford. |
| Caven. | Fuchs. |
| Cox of Lamar. | Gilbert. |
| Cox of Limestone. | Giles. |
| Cunningham. | Goodman. |
| Daniel. | Greathouse. |

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| Harman. | Petsch. |
| Harrison | Ratliff. |
| of El Paso. | Reader. |
| Herzik. | Richardson. |
| Hines. | Rountree. |
| Holland. | Sanders. |
| Holloway. | Satterwhite. |
| Hoskins. | Savage. |
| Howsley. | Scott. |
| Hubbard. | Shelton. |
| Hughes. | Smith of Bastrop. |
| Johnson | Smith of Wood. |
| of Dallam. | Sparkman. |
| Johnson | Stephens. |
| of Dimmit. | Steward. |
| Johnson of Morris. | Strong. |
| Kayton. | Sullivant. |
| Kennedy. | Tarwater. |
| Laird. | Towery. |
| Lee. | Turner. |
| Leonard. | Van Zandt. |
| McDougald. | Vaughan. |
| McGill. | Wagstaff. |
| Magee. | Warwick. |
| Mehl. | Weinert. |
| Metcalfe. | West of Coryell. |
| Moffett. | West of Cameron. |
| Morse. | Westbrook. |
| Munson. | Wiggs. |
| Murphy. | Wyatt. |
| Nicholson. | |

Nays—28.

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| Adams of Harris. | Lockhart. |
| Akin. | Long. |
| Baker. | McGregor. |
| Beck. | Mathis. |
| Boyd. | Olsen. |
| Brice. | Pope. |
| Brooks. | Ramsey. |
| Bryant. | Rogers. |
| Burns of Walker. | Sherrill. |
| Elliott. | Terrell |
| Engelhard. | of Cherokee. |
| Farmer. | Terrell |
| Hanson. | of Val Verde. |
| Hefley. | Veatch. |
| Jones of Shelby. | Walker. |

Absent.

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| Bond. | Justiss. |
| Claunch. | Keller. |
| DeWolfe. | Lasseter. |
| Ferguson. | Lemens. |
| Graves. | Lilley. |
| Grogan. | McCombs. |
| Hardy. | Martin. |
| Harrison | O'Quinn. |
| of Waller. | Patterson. |
| Holder. | Ray. |
| Jackson. | Young. |

Absent—Excused.

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| Albritton. | Coltrin. |
| Bradley. | Coombes. |

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| Dale. | Jones of Atascosa. |
| Davis. | Moore. |
| Hatchitt. | Stevenson. |
| Hill. | |

HOUSE BILL NO. 19 WITH SENATE AMENDMENTS.

The Speaker laid before the House, as postponed business, for consideration at this time, House bill No. 19, relative to enlarging the powers and duties of the Railroad Commission as regards conservation of oil, with Senate amendments, with motion by Mr. Hardy that the House concur in the Senate amendments, pending.

(Pending consideration of the amendments, Mr. McGill occupied the chair temporarily.)

Mr. Long moved a call of the House for the purpose of maintaining a quorum pending consideration of House bill No. 19, and the call was duly ordered.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Mr. McGregor moved that the House concur in the Senate amendments to House bill No. 19, with the exception of those amendments which relate to penalties, and that a conference committee be requested to consider incorporating in the bill a provision requiring insurance upon oil in storage.

Mr. Barron moved the previous question on the pending motion and the substitute, and the main question was ordered.

Question first recurring on the motion by Mr. McGregor, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—25.

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| Adams of Harris. | Holland. |
| Adams of Jasper. | Hughes. |
| Farrar. | Leonard. |
| Ford. | Lilley. |
| Fuchs. | McDougald. |
| Gilbert. | McGregor. |
| Harrison | Mathis. |
| of El Paso. | Munson. |
| Harrison | Nicholson. |
| of Waller. | O'Quinn. |

Petsch.
Pope.
Ramsey.
Steward.

Terrell
of Val Verde.
Veatch.
Wagstaff.

Nays—103.

| | |
|------------------------|--------------------|
| Adamson. | Johnson of Dimmit. |
| Adkins. | Johnson of Morris. |
| Akin. | Jones of Shelby. |
| Alsup. | Justiss. |
| Anderson. | Kayton. |
| Baker. | Keller. |
| Barron. | Kennedy. |
| Beck. | Laird. |
| Bedford. | Lasseter. |
| Bond. | Lee. |
| Bounds. | Lemens. |
| Boyd. | Lockhart. |
| Brice. | Long. |
| Brooks. | McGill. |
| Bryant. | Magee. |
| Burns of Walker. | Mehl. |
| Burns of McCulloch. | Metcalf. |
| Carpenter. | Moffett. |
| Caven. | Murphy. |
| Claunch. | Olsen. |
| Cox of Lamar. | Ratliff. |
| Cox of Limestone. | Ray. |
| Cunningham. | Reader. |
| Daniel. | Richardson. |
| DeWolfe. | Rogers. |
| Dodd. | Rountree. |
| Donnell. | Satterwhite. |
| Dowell. | Savage. |
| Dwyer. | Scott. |
| Elliott. | Shelton. |
| Englehard. | Sherrill. |
| Farmer. | Smith of Bastrop. |
| Finn. | Smith of Wood. |
| Fisher. | Sparkman. |
| Forbes. | Stephens. |
| Goodman. | Strong. |
| Graves. | Sullivan. |
| Greathouse. | Tarwater. |
| Grogan. | Terrell |
| Hanson. | of Cherokee. |
| Hardy. | Towery. |
| Hefley. | Turner. |
| Herzik. | Van Zandt. |
| Hines. | Vaughan. |
| Holder. | Walker. |
| Holloway. | Warwick. |
| Hoskins. | Weinert. |
| Howsley. | West of Coryell. |
| Hubbard. | West of Cameron. |
| Jackson. | Westbrook. |
| Johnson | Wiggs. |
| of Dallam. | Wyatt. |
| | Young. |

Absent.

| | |
|-----------|------------|
| Dunlap. | McCombs. |
| Duvall. | Martin. |
| Ferguson. | Morse. |
| Giles. | Patterson. |
| Harman. | Sanders. |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Hatchitt. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |
| Davis. | |

Question then recurring on the motion by Mr. Hardy, it prevailed by the following vote:

Yeas—114.

| | |
|------------------------|--------------------|
| Adamson. | Hoskins. |
| Adkins. | Howsley. |
| Akin. | Hubbard. |
| Alsup. | Hughes. |
| Anderson. | Jackson. |
| Baker. | Johnson |
| Barron. | of Dallam. |
| Beck. | Johnson |
| Bedford. | of Dimmit. |
| Bond. | Johnson of Morris. |
| Bounds. | Jones of Shelby. |
| Boyd. | Justiss. |
| Brice. | Kayton. |
| Brooks. | Keller. |
| Bryant. | Kennedy. |
| Burns of Walker. | Laird. |
| Burns of McCulloch. | Lasseter. |
| Carpenter. | Lee. |
| Caven. | Lemens. |
| Claunch. | Leonard. |
| Cox of Lamar. | Lilley. |
| Cox of Limestone. | Lockhart. |
| Cunningham. | Long. |
| Daniel. | Magee. |
| DeWolfe. | Mehl. |
| Dodd. | Metcalf. |
| Donnell. | Moffett. |
| Dowell. | Munson. |
| Dunlap. | Olsen. |
| Dwyer. | Petsch. |
| Elliott. | Ramsey. |
| Engelhard. | Ratliff. |
| Farmer. | Ray. |
| Finn. | Reader. |
| Fisher. | Richardson. |
| Forbes. | Rogers. |
| Ford. | Rountree. |
| Fuchs. | Sanders. |
| Gilbert. | Satterwhite. |
| Goodman. | Savage. |
| Graves. | Scott. |
| Greathouse. | Shelton. |
| Hanson. | Sherrill. |
| Hardy. | Smith of Bastrop. |
| Harman. | Smith of Wood. |
| Harrison | Sparkman. |
| of Waller. | Stephens. |
| Hefley. | Strong. |
| Herzik. | Sullivan. |
| Hines. | Tarwater. |
| Holder. | Terrell |
| Holloway. | of Cherokee. |
| | Towery. |

| | |
|------------|------------------|
| Turner. | Weinert. |
| Van Zandt. | West of Coryell. |
| Vaughan. | West of Cameron. |
| Veatch. | Wiggs. |
| Wagstaff. | Wyatt. |
| Walker. | Young. |
| Warwick. | |

Nays—18.

| | |
|------------------|---------------|
| Adams of Harris. | Mathis. |
| Adams of Jasper. | Morse. |
| Farrar. | Murphy. |
| Grogan. | Nicholson. |
| Harrison | O'Quinn. |
| of El Paso. | Pope. |
| Holland. | Steward. |
| McDougald. | Terrell |
| McGill. | of Val Verde. |
| McGregor. | Westbrook. |

Absent.

| | |
|-----------|------------|
| Duvall. | McCombs. |
| Ferguson. | Martin. |
| Giles. | Patterson. |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Hatchitt. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |
| Davis. | |

Mr. Young moved to reconsider the vote by which the House concurred in the Senate amendments, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE GOVERNOR.

Mr. Pat Dougherty, Secretary to the Governor, appeared at the bar of the House, and being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Executive Office,

Austin, Texas, August 10, 1931.

To the Members of the Forty-second Legislature:

I hereby submit the following subjects for your consideration, viz.:

1. To amend our insurance laws so as to provide that licenses for life insurance agents will not be renewed each year, thus making the same provision for life insurance agents as the Regular Session of this Legislature made for all other insurance agents and saving the State several thousand dollars per year in unnecessary expense.

2. To provide that all warrants drawn upon the State Treasury, and not paid for lack of funds, shall draw

interest from and after the date of such refusal of payment until the date upon which they are called for payment by the State Treasurer, thus making obligations of the State automatically draw interest after non-payment in the same manner that the State laws have always required as to obligations of private citizens, along the lines of the laws of Missouri and numerous other States.

3. To amend Article 3109 of our laws governing primary elections so as to make it clear that it applies to all offices for which candidates are to be nominated.

Respectfully submitted,
R. S. STERLING,
Governor.

BILLS ORDERED NOT PRINTED.

(By Unanimous Consent.)

On motion of Mr. Petsch, Senate bill No. 46 was ordered not printed.

On motion of Mr. Metcalfe, Senate bill No. 59 was ordered not printed.

On motion of Mr. Keller, Senate bill No. 52 was ordered not printed.

HOUSE BILL NO. 16 ON PASSAGE TO ENGROSSMENT.

The Speaker laid before the House, as pending business, on its passage to engrossment,

H. B. No. 16, A bill to be entitled "An Act for the purpose of conserving petroleum, one of the natural resources produced in this State, by providing that every person, firm, partnership, corporation, association or any receiver thereof, shall pay to the State a graduated production tax on the daily production of each petroleum well in this State; that there shall be placed at every producing petroleum well a meter to measure the petroleum coming from the same; providing that pipe line companies shall collect the tax levied under this bill at the time of receiving petroleum from the producer and shall remit the same to the Comptroller; providing how petroleum may be transported and the tax paid when transported, other than by a pipe line; providing for the collection of the tax thereon; providing that the Comptroller shall furnish all necessary blanks and forms for the carrying out the provisions of this act; providing for the creation of a department within the Comptroller's Department for the administration of this act; providing the necessary em-

ployes to administer such department; making an appropriation; providing for the allocation of the taxes collected hereunder; fixing the penalty for the violation of this act, and declaring an emergency."

The bill having heretofore been read second time, with amendment by Mr. Donnell and substitute by Mr. Barron for the amendment, pending.

Mr. Barron and Mr. Donnell withdrew the pending amendments.

Mr. West of Cameron offered the following amendment to the bill:

Amend Section 1 of House bill No. 16 by striking out all of said section after the word "follows" in line 33 of the printed bill and inserting in lieu thereof the following: "From each well a tax of 1 cent per barrel up to and including ten barrels of petroleum produced from such well in one day; 2 cents per barrel on all petroleum produced by such well in excess of ten barrels and up to and including twenty-five barrels in any one day; 3 cents per barrel on all petroleum produced by such well in excess of twenty-five barrels and up to and including 100 barrels in any one day; 4 cents per barrel on all petroleum produced by such well in excess of 100 barrels up to and including 200 barrels in any one day; 5 cents per barrel on all petroleum produced by such well in excess of 200 barrels up to and including 400 barrels in any one day; 6 cents per barrel on all petroleum produced by such well in excess of 400 barrels up to and including 600 barrels in any one day; 7 cents per barrel on all petroleum produced by such well in excess of 600 barrels up to and including 800 barrels in any one day; 8 cents per barrel on all petroleum produced by such well in excess of 800 barrels up to and including 1000 barrels; 10 cents per barrel on all petroleum produced by such well in excess of 1000 barrels up to and including 2000 barrels; 15 cents per barrel on all petroleum produced by such well in excess of 2000 barrels up to and including 5000 barrels; 25 cents per barrel on all petroleum produced by such well in excess of 5001 barrels."

WEST of Cameron,
DONNELL,
BARRON.

Mr. Walker offered the following amendment to the amendment:

Amend by striking out "1 cent" and insert " $\frac{1}{2}$ cent;" strike out "2 cents" and insert "1 cent."

The amendment to the amendment was adopted.

Question—Shall the amendment by Mr. West of Cameron be adopted?

BILLS ORDERED PRINTED IN MIMEOGRAPH FORM.

On motion of Mr. McGill, Senate bill No. 37 was ordered printed in mimeograph form and not otherwise printed.

BILL ORDERED NOT PRINTED.

(By Unanimous Consent.)

On motion of Mr. Reader, Senate bill No. 49 was ordered not printed, as a bill on the same subject has already been mimeographed.

MESSAGE FROM THE SENATE.

Senate Chamber,

Austin, Texas, August 10, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 9, Relating to the use of cotton in the "curing" of concrete.

S. C. R. No. 11, Granting Judge J. C. Canty, Judge of the Tenth Judicial District, leave of absence.

S. C. R. No. 12, Relating to moral and spiritual welfare of the children of the State.

The Senate has passed

H. B. No. 25, A bill to be entitled "An Act further prescribing the powers and duties of the Railroad Commission of Texas; further defining and prohibiting waste of oil and gas; amending Article 6014, Revised Civil Statutes of Texas, as amended by Chapter 313, Acts of 1929, Forty-first Legislature of the State of Texas; further defining physical waste both underground and surface; and amending Article 6008, Revised Civil Statutes of 1925 of the State of Texas, requiring gas to be confined under the circumstances and conditions therein stated; providing for notice and hearing upon orders of said commission; providing court procedure and for injunctions and appeals from said orders, and penalties for violating same; providing that if any part of this act shall be held unconstitutional, such holding shall not affect the remaining parts, and declaring an emergency," with amendments.

Respectfully,

BOB BARKER,
Secretary of the Senate.

RESOLUTION AND BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled resolution and bill:

S. C. R. No. 8, Relative to withdrawal from sale of certain mineral deposits.

H. B. No. 21, "An Act amending Section 5 of Chapter 15, Local and Special Laws, Acts of Second Called Session, Forty-first Legislature, relating to the creation of the Brazos River Conservation and Reclamation District and the establishment of the boundaries thereof; reappropriating for said purpose the unexpended balance of \$20,000 appropriated for said purpose by Chapter 35, etc., and declaring an emergency."

RECESS.

On motion of Mr. Satterwhite, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m., and was called to order by the Speaker.

HOUSE BILL NO. 25, WITH SEN- ATE AMENDMENTS.

Mr. Wagstaff called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 25, A bill to be entitled "An Act further prescribing the powers and duties of the Railroad Commission of Texas; further defining and prohibiting waste of oil and gas; amending Article 6014, Revised Civil Statutes of Texas, as amended by Chapter 313, Acts of 1929, Forty-first Legislature of the State of Texas; further defining physical waste, both underground and surface, and amending Article 6008, Revised Civil Statutes of 1925 of the State of Texas, requiring gas to be confined under the circumstances and conditions therein stated; providing for notice and hearing upon orders of said Commission; providing court procedure and for injunctions and appeals from said orders, and penalties for violating same; providing that if any part of this act shall be held unconstitutional, such holding shall not affect the remaining parts, and declaring an emergency."

The Speaker laid the bill before the House, and the Senate amendments were read.

Mr. Wagstaff moved that the House do not concur in the Senate amendments, and that a free conference committee be requested to adjust the differences between the two houses on the bill.

(Mr. Keller in the chair.)

Mr. Duvall moved that the House concur in the Senate amendments.

Mr. Morse moved the previous question on the pending motions, and the main question was ordered.

(Mr. Minor in the chair.)

Question first recurring on the substitute motion by Mr. Duvall, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—25.

| | |
|------------------|-----------|
| Akin. | Farrar. |
| Anderson. | Goodman. |
| Baker. | Hoskins. |
| Barron. | Lasseter. |
| Bedford. | Lockhart. |
| Bond. | McGregor. |
| Burns of Walker. | Magee. |
| Cox of Lamar. | Olsen. |
| Daniel. | Pope. |
| Dodd. | Rogers. |
| Duvall. | Vaughan. |
| Elliott. | Wiggs. |
| Farmer. | |

Nays—102.

| | |
|-------------------|-------------|
| Adams of Harris. | Ford. |
| Adams of Jasper. | Fuchs. |
| Adamson. | Gilbert. |
| Adkins. | Giles. |
| Alsup. | Graves. |
| Beck. | Greathouse. |
| Bounds. | Grogan. |
| Boyd. | Hanson. |
| Brice. | Hardy. |
| Brooks. | Harrison |
| Bryant. | of El Paso. |
| Burns | Hatchitt. |
| of McCulloch. | Hefley. |
| Carpenter. | Herzik. |
| Caven. | Hines. |
| Claunch. | Holland. |
| Cox of Limestone. | Holloway. |
| Cunningham. | Howsley. |
| Donnell. | Hubbard. |
| Dowell. | Hughes. |
| Dwyer. | Jackson. |
| Englehard. | Johnson |
| Finn. | of Dallam. |
| Fisher. | Johnson |
| Forbes. | of Dimmit. |

| | |
|--------------------|------------------|
| Johnson of Morris. | Rountree. |
| Jones of Shelby. | Sanders. |
| Justiss. | Satterwhite. |
| Kayton. | Savage. |
| Kennedy. | Scott. |
| Laird. | Sherrill. |
| Lee. | Smith of Wood. |
| Lemens. | Sparkman. |
| Leonard. | Stephens. |
| Lilley. | Steward. |
| Long. | Strong. |
| McDougald. | Sullivant. |
| McGill. | Tarwater. |
| Mathis. | Terrell |
| Mehl. | of Cherokee. |
| Metcalfe. | Terrell |
| Moffett. | of Val Verde. |
| Morse. | Towery. |
| Munson. | Turner. |
| Murphy. | Van Zandt. |
| Nicholson. | Veatch. |
| O'Quinn. | Wagstaff. |
| Patterson. | Walker. |
| Petsch. | Warwick. |
| Ramsey. | Weinert. |
| Ratliff. | West of Coryell. |
| Ray. | West of Cameron. |
| Reader. | Westbrook. |
| Richardson. | Wyatt. |

Absent.

| | |
|------------|-------------------|
| DeWolfe. | Keller. |
| Dunlap. | McCombs. |
| Ferguson. | Martin. |
| Harman. | Shelton. |
| Harrison | Smith of Bastrop. |
| of Waller. | Young. |
| Holder. | |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

Question next recurring on the motion by Mr. Wagstaff, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—104.

| | |
|------------------|-------------------|
| Adams of Harris. | Burns |
| Adams of Jasper. | of McCulloch. |
| Adamson. | Carpenter. |
| Adkins. | Caven. |
| Alsup. | Claunch. |
| Anderson. | Cox of Limestone. |
| Beck. | Cunningham. |
| Bounds. | Dodd. |
| Boyd. | Donnell. |
| Brice. | Dowell. |
| Brooks. | Dwyer. |
| Bryant. | Englehard. |

| | |
|--------------------|------------------|
| Finn. | Mathis. |
| Fisher. | Mehl. |
| Forbes. | Metcalfe. |
| Ford. | Moffett. |
| Fuchs. | Morse. |
| Gilbert. | Munson. |
| Giles. | Murphy. |
| Graves. | Nicholson. |
| Greathouse. | O'Quinn. |
| Grogan. | Patterson. |
| Hanson. | Petsch. |
| Hardy. | Ramsey. |
| Harrison | Ratliff. |
| of El Paso. | Ray. |
| Hatchitt. | Reader. |
| Hefley. | Richardson. |
| Herzik. | Rountree. |
| Hines. | Sanders. |
| Holder. | Satterwhite. |
| Holland. | Savage. |
| Holloway. | Scott. |
| Howsley. | Sherrill. |
| Hubbard. | Smith of Wood. |
| Hughes. | Stephens. |
| Jackson. | Steward. |
| Johnson | Strong. |
| of Dallam. | Sullivant. |
| Johnson | Tarwater. |
| of Dimmit. | Terrell |
| Johnson of Morris. | of Cherokee. |
| Jones of Shelby. | Towery. |
| Justiss. | Turner. |
| Kayton. | Van Zandt. |
| Kennedy. | Veatch. |
| Laird. | Wagstaff. |
| Lee. | Walker. |
| Lemens. | Warwick. |
| Leonard. | Weinert. |
| Lilley. | West of Coryell. |
| Long. | West of Cameron. |
| McDougald. | Westbrook. |
| McGill. | Wyatt. |
| Magee. | Young. |

Nays—19.

| | |
|------------------|-----------|
| Akin. | Goodman. |
| Baker. | Hoskins. |
| Barron. | Lasseter. |
| Bedford. | Lockhart. |
| Burns of Walker. | McGregor. |
| Cox of Lamar. | Pope. |
| Daniel. | Rogers. |
| Elliott. | Vaughan. |
| Farmer. | Wiggs. |
| Farrar. | |

Absent.

| | |
|------------|-------------------|
| Bond. | McCombs. |
| DeWolfe. | Martin. |
| Dunlap. | Olsen. |
| Duvall. | Shelton. |
| Ferguson. | Smith of Bastrop. |
| Harman. | Sparkman. |
| Harrison | Terrell |
| of Waller. | of Val Verde. |
| Keller. | |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

In accordance with the above action the Speaker announced the appointment of the following committee: Messrs. Wagstaff, Petsch, Graves, Ford and Duvall.

TO AUTHORIZE CERTAIN CORRECTIONS IN HOUSE BILL NO. 19.

Mr. Young offered the following resolution:

H. C. R. No. 13, To authorize certain corrections in House bill No. 19.

Whereas, A typographical error appears in line 3, Section 11d, page 11, of Senate amendment to House bill No. 19, making the text of such language read: "When discrimination is found to be practiced," and

Whereas, Such text should read "When discrimination is found to be practiced;" therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the Enrolling Clerk be authorized to make this correction.

The resolution was read second time, and was adopted.

HOUSE BILL NO. 16 ON PASSAGE TO ENGROSSMENT.

The House resumed consideration of pending business, same being House bill No. 16, relative to the conservation of oil, with amendment by Mr. West of Cameron pending.

Mr. Engelhard offered the following substitute for the amendment:

Amend House bill No. 16, page 1, Section 1, by striking out all after the word "follows" in line 33 and down to and including line 40 on page 2, and inserting in lieu thereof the following:

"From each well a tax of 1 cent per barrel up to and including five barrels produced from such well in any one day; 1½ cents per barrel on all oil produced by such well in excess of five barrels up to and including twenty barrels in any one day; 2 cents per barrel on all oil produced by such well in excess of twenty bar-

rels up to and including forty barrels each day; 3 cents per barrel on all oil produced by such well in excess of forty barrels up to and including 100 barrels each day; 4 cents per barrel on all oil produced by such well in excess of 100 barrels up to and including 1000 barrels per day; 6 cents per barrel on all oil produced by such well in excess of 1000 barrels per day."

HARMAN,
ENGELHARD.

Mr. Lemens moved the previous question on the pending amendments, and the bill, and the main question was ordered.

(Mr. Satterwhite in the chair.)

Mr. McDougald moved to reconsider the vote by which the previous question was ordered.

The motion to reconsider was lost.

Question recurring on the amendment by Mr. Engelhard, it was adopted.

The amendment as substituted was then adopted.

House bill No. 16 was then passed to engrossment by the following vote:

Yeas—70.

| | |
|------------------|----------------------|
| Adams of Jasper. | Jackson. |
| Adamson. | Johnson |
| Adkins. | of Dimmit. |
| Akin. | Jones of Shelby. |
| Alsup. | Justiss. |
| Baker. | Laird. |
| Barron. | Lee. |
| Bounds. | Lemens. |
| Boyd. | Leonard. |
| Brice. | Lilley. |
| Brooks. | McGill. |
| Carpenter. | McGregor. |
| Caven. | Magee. |
| Claunch. | Mehl. |
| Cox of Lamar. | Murphy. |
| Cunningham. | Petsch. |
| Dodd. | Ramsey. |
| Donnell. | Ray. |
| Elliott. | Reader. |
| Engelhard. | Richardson. |
| Fisher. | Rogers. |
| Forbes. | Rountree. |
| Fuchs. | Savage. |
| Gilbert. | Scott. |
| Giles. | Smith of Wood. |
| Goodman. | Sparkman. |
| Hanson. | Sullivant. |
| Herzik. | Tarwater. |
| Hines. | Terrell of Cherokee. |
| Holder. | Terrell |
| Hoskins. | of Val Verde. |

| | |
|------------|------------------|
| Towery. | West of Coryell. |
| Turner. | West of Cameron. |
| Van Zandt. | Westbrook. |
| Vaughan. | Wiggs. |
| Warwick. | Wyatt. |

Nays—36.

| | |
|-------------------|--------------------|
| Adams of Harris. | Hubbard. |
| Anderson. | Hughes. |
| Burns | Johnson of Morris. |
| of McCulloch. | Kayton. |
| Cox of Limestone. | Keller. |
| Daniel. | Lockhart. |
| Dowell. | McDougald. |
| Farmer. | Mathis. |
| Finn. | Moffett. |
| Greathouse. | Morse. |
| Grogan. | Nicholson. |
| Hardy. | O'Quinn. |
| Harrison | Patterson. |
| of El Paso. | Pope. |
| Hatchitt. | Ratliff. |
| Hefley. | Steward. |
| Holland. | Veatch. |
| Holloway. | Walker. |
| Howsley. | Weinert. |

Absent.

| | |
|------------------|-------------------|
| Beck. | Kennedy. |
| Bedford. | Lasseter. |
| Bond. | Long. |
| Bryant. | McCombs. |
| Burns of Walker. | Martin. |
| DeWolfe. | Metcalf. |
| Dunlap. | Munson. |
| Duvall. | Olsen. |
| Dwyer. | Sanders. |
| Farrar. | Satterwhite. |
| Ferguson. | Shelton. |
| Ford. | Sherrill. |
| Graves. | Smith of Bastrop. |
| Harman. | Stephens. |
| Harrison | Strong. |
| of Waller. | Wagstaff. |
| Johnson | Young. |
| of Dallam. | |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

Reason for Vote.

I vote "yea" on this bill, not for the purpose of adding an additional burden on the small producer, but because it has been pointed out that this measure will be a constrictive curb on the flush production of this State, that has contributed so largely to the present demoralized price of crude oil and thereby conserve the

output and increase the price; it is further evident that without this or a similar bill it will be necessary for the Automatic Tax Board to raise the State tax rate from the present figure of 27 cents to the limit of 35 cents, thereby placing a further burden on all the tax property of this State of 8 cents on the \$100 valuation, which will cost the taxpayers of Texas about \$3,500,000 and the taxpayers of Eastland county about \$24,000, of Callahan county about \$8000. In addition to the above facts, the per capita school apportionment will be only \$16.50. This is the only practical manner, in our judgment, that the State finances can be stabilized.

GILBERT.

MOTION TO TAKE UP HOUSE BILL NO. 16.

Mr. West of Cameron moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 16 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—75.

| | |
|------------------|------------------|
| Adams of Jasper. | Hefley. |
| Adamson. | Herzik. |
| Adkins. | Hines. |
| Alsup. | Holder. |
| Baker. | Holland. |
| Barron. | Hoskins. |
| Bond. | Johnson |
| Bounds. | of Dimmit. |
| Boyd. | Jones of Shelby. |
| Brice. | Kennedy. |
| Brooks. | Laird. |
| Bryant. | Lee. |
| Carpenter. | Lemens. |
| Caven. | Leonard. |
| Claunch. | Lilley. |
| Cox of Lamar. | McGill. |
| Cunningham. | McGregor. |
| Daniel. | Magee. |
| Dodd. | Mehl. |
| Donnell. | Metcalf. |
| Elliott. | Petsch. |
| Farmer. | Ramsey. |
| Farrar. | Ratliff. |
| Fisher. | Ray. |
| Forbes. | Reader. |
| Fuchs. | Richardson. |
| Giles. | Rogers. |
| Goodman. | Rountree. |
| Graves. | Savage. |
| Hanson. | Scott. |

| | |
|----------------|------------------|
| Sparkman. | Turner. |
| Smith of Wood. | Van Zandt. |
| Sullivant. | Vaughan. |
| Tarwater. | Warwick. |
| Terrell | West of Coryell. |
| of Cherokee. | West of Cameron. |
| Terrell | Westbrook. |
| of Val Verde. | Wiggs. |
| Towery. | Wyatt. |

Nays—34.

| | |
|-------------------|--------------------|
| Adams of Harris. | Jackson. |
| Anderson. | Johnson of Morris. |
| Burns | Justiss. |
| of McCulloch. | Kayton. |
| Cox of Limestone. | Keller. |
| Dowell. | Lockhart. |
| Dwyer. | McDougald. |
| Finn. | Mathis. |
| Greathouse. | Moffett. |
| Grogan. | Morse. |
| Hardy. | Murphy. |
| Harrison | Nicholson. |
| of El Paso. | O'Quinn. |
| Hatchitt. | Patterson. |
| Holloway. | Pope. |
| Howsley. | Steward. |
| Hubbard. | Walker. |
| Hughes. | Weinert. |

Absent.

| | |
|------------------|-------------------|
| Akin. | Lasseter. |
| Beck. | Long. |
| Bedford. | McCombs. |
| Burns of Walker. | Martin. |
| DeWolfe. | Munson. |
| Dunlap. | Olsen. |
| Duvall. | Sanders. |
| Engelhard. | Satterwhite. |
| Ferguson. | Shelton. |
| Ford. | Sherrill. |
| Gilbert. | Smith of Bastrop. |
| Harman. | Stephens. |
| Harrison | Strong. |
| of Waller. | Veatch. |
| Johnson | Wagstaff. |
| of Dallam. | Young. |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

SPECIAL ORDER SET.

Mr. Mathis moved that House bill No. 55 be set as a special order as soon as the House has disposed of House bill No. 16.

The motion prevailed.

HOUSE BILL NO. 49 ON SECOND READING.

(By Unanimous Consent.)

On motion of Mr. Caven, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 49, A bill to be entitled "An Act creating the One Hundred and Twenty-fourth Judicial District, to be constituted of Gregg county, Texas, only; fixing the time during which said court shall exist; providing for the terms thereof; providing that the clerk of the Seventy-first Judicial District Court of Gregg county, Texas, shall serve as clerk of said One Hundred and Twenty-fourth Judicial District; and providing for the duties of the district clerk of said One Hundred and Twenty-fourth Judicial District; and providing for the appointment of the judge thereof and his compensation; providing for the transfer of cases from the Seventy-first Judicial District Court of Gregg county to said One Hundred and Twenty-fourth Judicial District Court and from the said One Hundred and Twenty-fourth Judicial District Court to the Seventy-first Judicial District Court of Gregg county; and providing for the jurisdiction of said court; creating the office of criminal district attorney of the One Hundred and Twenty-fourth Judicial District of Texas; providing that the county attorney of Gregg county shall assume the duties of such office until the next general election; providing for the election of the criminal district attorney thereafter; prescribing his duties, tenure of office, compensation, qualifications, taking the official oath and giving bond; authorizing said criminal district attorney to appoint assistants, fixing their compensation and providing for the payment of same out of the fees of office, and prescribing their duties, etc., and declaring an emergency."

The Speaker laid the bill before the House, and it was read second time.

Mr. Caven offered the following amendments to the bill:

(1)

Amend House bill No. 49 by striking out all of Section 15 and insert in lieu thereof the following:

"Section 15. Said criminal district attorney is hereby authorized to appoint not exceeding two (2) assistants, and is hereby authorized to pay one assistant not exceeding three hundred dollars (\$300) per month, one not exceeding two hundred dollars (\$200) per month. Such assistant criminal district attorneys shall take the constitutional oath of office and be authorized to represent the State in all of the courts of the county in which the criminal district attorney is authorized by this act to represent the State, such authority to be exercised under the direction of the criminal district attorney, and such assistants shall be subject to removal at the will of the criminal district attorney. Each of said assistants shall be authorized to administer oath, file informations, examine witnesses before the grand jury, and generally perform any duty devolving upon the criminal district attorney and to exercise any power conferred by law upon county and district attorneys and the criminal district attorney when by him so authorized. The criminal district attorney shall be paid the same fees for services rendered by his assistants as he would be entitled to receive if the services had been rendered by himself."

(2)

Amend House bill No. 49, page 6, by striking out the words and figures "fifty-five hundred dollars (\$5500)" wherever they appear and insert in lieu thereof the words and figures: "four thousand dollars (\$4000)."

The amendments were severally adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

House bill No. 49 was then passed to engrossment.

HOUSE BILL NO. 49 ON THIRD READING.

Mr. Caven moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 49 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—94.

| | |
|-------------------|--------------------|
| Mr. Speaker. | Hughes. |
| Adams of Harris. | Jackson. |
| Adams of Jasper. | Johnson of Morris. |
| Adamson. | Jones of Shelby. |
| Adkins. | Keller. |
| Akin. | Kennedy. |
| Alsup. | Laird. |
| Anderson. | Lasseter. |
| Baker. | Lemens. |
| Barron. | Leonard. |
| Bedford. | Lilley. |
| Bounds. | McDougald. |
| Boyd. | McGill. |
| Bryant. | Magee. |
| Burns of Walker. | Mehl. |
| Burns | Metcalfe. |
| of McCulloch. | Moffett. |
| Carpenter. | Morse. |
| Caven. | Murphy. |
| Claunch. | O'Quinn. |
| Cox of Limestone. | Patterson. |
| Cunningham. | Petsch. |
| Daniel. | Pope. |
| Dodd. | Ramsey. |
| Donnell. | Ratliff. |
| Dowell. | Ray. |
| Dwyer. | Reader. |
| Engelhard. | Richardson. |
| Farrar. | Rogers. |
| Finn. | Rountree. |
| Fisher. | Scott. |
| Forbes. | Smith of Wood. |
| Ford. | Sparkman. |
| Fuchs. | Steward. |
| Gilbert. | Sullivant. |
| Giles. | Tarwater. |
| Greathouse. | Terrell |
| Grogan. | of Cherokee. |
| Hanson. | Terrell |
| Hardy. | of Val Verde. |
| Harrison | Towery. |
| of El Paso. | Turner. |
| Hatchitt. | Van Zandt. |
| Herzik. | Vaughan. |
| Hines. | Warwick. |
| Holder. | West of Coryell. |
| Holland. | Westbrook. |
| Holloway. | Wiggs. |
| Hoskins. | Wyatt. |
| Hubbard. | |

Nays—9.

| | |
|---------------|-----------|
| Cox of Lamar. | Justiss. |
| Elliott. | Lockhart. |
| Farmer. | Walker. |
| Goodman. | Weinert. |
| Hefley. | |

Absent.

| | |
|----------|------------|
| Beck. | Duvall. |
| Bond. | Ferguson. |
| Brice. | Graves. |
| Brooks. | Harman. |
| DeWolfe. | Harrison |
| Dunlap. | of Waller. |

| | |
|------------|-------------------|
| Howsley. | Olsen. |
| Johnson | Sanders. |
| of Dallam. | Satterwhite. |
| Johnson | Savage. |
| of Dimmit. | Shelton. |
| Kayton. | Sherrill. |
| Lee. | Smith of Bastrop. |
| Long. | Stephens. |
| McCombs. | Strong. |
| McGregor. | Veatch. |
| Martin. | Wagstaff. |
| Mathis. | West of Cameron. |
| Munson. | Young. |
| Nicholson. | |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombs. | Moore. |
| Dale. | Stevenson. |

The Speaker then laid House bill No. 49 before the House on its third reading and final passage.

(Speaker in the chair.)

The bill was read third time, and was passed by the following vote:

Yeas—102.

| | |
|-------------------|--------------------|
| Mr. Speaker. | Greathouse. |
| Adams of Harris. | Grogan. |
| Adams of Jasper. | Hanson. |
| Adamson. | Hardy. |
| Adkins. | Harrison |
| Alsup. | of El Paso. |
| Anderson. | Hatchitt. |
| Baker. | Herzik. |
| Barron. | Hines. |
| Bedford. | Holder. |
| Bond. | Holland. |
| Bounds. | Holloway. |
| Boyd. | Hoskins. |
| Bryant. | Hubbard. |
| Burns | Hughes. |
| of McCulloch. | Jackson. |
| Carpenter. | Johnson of Morris. |
| Caven. | Jones of Shelby. |
| Claunch. | Justiss. |
| Cox of Limestone. | Keller. |
| Cunningham. | Kennedy. |
| Daniel. | Laird. |
| Dodd. | Lasseter. |
| Donnell. | Lee. |
| Dowell. | Lemens. |
| Dwyer. | Leonard. |
| Englehard. | Lilley. |
| Finn. | Lockhart. |
| Fisher. | McDougald. |
| Forbes. | McGill. |
| Ford. | McGregor. |
| Fuchs. | Magee. |
| Gilbert. | Mathis. |
| Giles. | Mehl. |

| | |
|----------------|------------------|
| Metcalf. | Sparkman. |
| Moffett. | Steward. |
| Morse. | Sullivant. |
| Murphy. | Tarwater. |
| Nicholson. | Terrell |
| O'Quinn. | of Cherokee. |
| Patterson. | Terrell |
| Petsch. | of Val Verde. |
| Pope. | Towery. |
| Ramsey. | Turner. |
| Ratliff. | Van Zandt. |
| Ray. | Veatch. |
| Reader. | Walker. |
| Richardson. | Warwick. |
| Rountree. | Weinert. |
| Satterwhite. | West of Coryell. |
| Scott. | West of Cameron. |
| Sherrill. | Westbrook. |
| Smith of Wood. | Wyatt. |

Nays—8.

| | |
|---------------|----------|
| Brice. | Goodman. |
| Cox of Lamar. | Hefley. |
| Elliott. | Rogers. |
| Farmer. | Vaughan. |

Present—Not Voting.

Wiggs.

Absent.

| | |
|------------------|-------------------|
| Akin. | Johnson |
| Beck. | of Dimmit. |
| Brooks. | Kayton. |
| Burns of Walker. | Long. |
| DeWolfe. | McCombs. |
| Dunlap. | Martin. |
| Duvall. | Munson. |
| Farrar. | Olsen. |
| Ferguson. | Sanders. |
| Graves. | Savage. |
| Harman. | Shelton. |
| Harrison | Smith of Bastrop. |
| of Waller. | Stephens. |
| Howsley. | Strong. |
| Johnson | Wagstaff. |
| of Dallam. | Young. |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombs. | Moore. |
| Dale. | Stevenson. |

BILL ORDERED PRINTED IN MIMEOGRAPH FORM.

On motion of Mr. Van Zandt, Senate bill No. 47 was ordered printed in mimeograph form and not otherwise printed.

HOUSE BILL NO. 51 ON SECOND READING.

On motion of Mr. McDougald, the regular order of business was sus-

pended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 51, A bill to be entitled "An Act validating and legalizing the authorization of bonds, issued by or on behalf of any county, city, district, or political subdivision of this State for the construction of sea-walls; validating the levy and assessment of ad valorem taxes in payment thereof; validating the manner of holding the election, canvassing the returns and declaring the result of such election, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 51 ON THIRD READING.

Mr. McDougald moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 51 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—104.

| | |
|-------------------|--------------------|
| Adams of Harris. | Ford. |
| Adams of Jasper. | Fuchs. |
| Adamson. | Gilbert. |
| Adkins. | Giles. |
| Akin. | Goodman. |
| Alsup. | Greathouse. |
| Anderson. | Hanson. |
| Baker. | Hardy. |
| Barron. | Harrison |
| Beck. | of El Paso. |
| Bedford. | Hatchitt. |
| Bond. | Hefley. |
| Bounds. | Herzik. |
| Boyd. | Holder. |
| Brice. | Holland. |
| Bryant. | Hoskins. |
| Burns | Hughes. |
| of McCulloch. | Jackson. |
| Carpenter. | Johnson |
| Claunch. | of Dimmit. |
| Cox of Lamar. | Johnson of Morris. |
| Cox of Limestone. | Jones of Shelby. |
| Daniel. | Keller. |
| Dodd. | Kennedy. |
| Donnell. | Laird. |
| Dowell. | Lasseter. |
| Duvall. | Lemens. |
| Dwyer. | Leonard. |
| Elliott. | Lilley. |
| Englehard. | Lockhart. |
| Farrar. | Long. |
| Finn. | McDougald. |
| Forbes. | McGill. |

| | |
|----------------|------------------|
| McGregor. | Sparkman. |
| Magee. | Steward. |
| Mathis. | Strong. |
| Mehl. | Sullivant. |
| Metcalf. | Tarwater. |
| Moffett. | Terrell |
| Morse. | of Val Verde. |
| Nicholson. | Towery. |
| O'Quinn. | Turner. |
| Patterson. | Van Zandt. |
| Petsch. | Vaughan. |
| Ramsey. | Veatch. |
| Ratliff. | Walker. |
| Ray. | Warwick. |
| Reader. | Weinert. |
| Richardson. | West of Coryell. |
| Rogers. | West of Cameron. |
| Satterwhite. | Westbrook. |
| Savage. | Wiggs. |
| Scott. | Wyatt. |
| Smith of Wood. | Young. |

Nays—2.

| | |
|---------|---------|
| Farmer. | Fisher. |
|---------|---------|

Absent.

| | |
|------------------|-------------------|
| Brooks. | Justiss. |
| Burns of Walker. | Kayton. |
| Caven. | Lee. |
| Cunningham. | McCombs. |
| DeWolfe. | Martin. |
| Dunlap. | Munson. |
| Ferguson. | Murphy. |
| Graves. | Olsen. |
| Grogan. | Pope. |
| Harman. | Rountree. |
| Harrison | Sanders. |
| of Waller. | Shelton. |
| Hines. | Sherrill. |
| Holloway. | Smith of Bastrop. |
| Howsley. | Stephens. |
| Hubbard. | Terrell |
| Johnson | of Cherokee. |
| of Dallam. | Wagstaff. |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

The Speaker then laid House bill No. 51 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—101.

| | |
|------------------|-----------|
| Adams of Harris. | Alsup. |
| Adams of Jasper. | Anderson. |
| Adamson. | Baker. |
| Adkins. | Beck. |
| Akin. | Bedford. |

| | |
|--------------------|------------------|
| Bond. | Lilley. |
| Bounds. | Lockhart. |
| Boyd. | Long. |
| Bryant. | McDougald. |
| Burns | McGill. |
| of McCulloch. | McGregor. |
| Carpenter. | Magee. |
| Claunch. | Mathis. |
| Cox of Lamar. | Mehl. |
| Cox of Limestone. | Metcalf. |
| Dodd. | Moffett. |
| Donnell. | Morse. |
| Duvall. | Murphy. |
| Dwyer. | Nicholson. |
| Elliott. | Olsen. |
| Englehard. | O'Quinn. |
| Farrar. | Petsch. |
| Finn. | Pope. |
| Forbes. | Ramsey. |
| Ford. | Ratliff. |
| Fuchs. | Ray. |
| Gilbert. | Reader. |
| Giles. | Richardson. |
| Goodman. | Rogers. |
| Graves. | Rountree. |
| Greathouse. | Satterwhite. |
| Hanson. | Savage. |
| Hardy. | Scott. |
| Harrison | Smith of Wood. |
| of El Paso. | Sparkman. |
| Hatchitt. | Steward. |
| Hefley. | Strong. |
| Herzik. | Sullivant. |
| Hines. | Tarwater. |
| Holder. | Terrell |
| Holland. | of Val Verde. |
| Hubbard. | Towery. |
| Hughes. | Turner. |
| Jackson. | Van Zandt. |
| Johnson | Vaughan. |
| of Dimmit. | Walker. |
| Johnson of Morris. | Warwick. |
| Jones of Shelby. | Weinert. |
| Keller. | West of Coryell. |
| Laird. | Westbrook. |
| Lasseter. | Wiggs. |
| Lemens. | Wyatt. |
| Leonard. | |

Nays—6.

| | |
|----------|--------------|
| Brice. | Stephens. |
| Farmer. | Terrell |
| Fisher. | of Cherokee. |
| Kennedy. | |

Present—Not Voting.

Dowell.

Absent.

| | |
|------------------|------------|
| Barron. | Dunlap. |
| Brooks. | Ferguson. |
| Burns of Walker. | Grogan. |
| Caven. | Harman. |
| Cunningham. | Harrison |
| Daniel. | of Waller. |
| DeWolfe. | Holloway. |

| | |
|------------|-------------------|
| Hoskins. | Patterson. |
| Howsley. | Sanders. |
| Johnson | Shelton. |
| of Dallam. | Sherrill. |
| Justiss. | Smith of Bastrop. |
| Kayton. | Veatch. |
| Lee. | Wagstaff. |
| McCombs. | West of Cameron. |
| Martin. | Young. |
| Munson. | |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

HOUSE BILL NO. 53 ON SECOND READING.

On motion of Mr. McGregor, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 53, A bill to be entitled "An Act to amend Chapter 172 of the Forty-first Legislature, passed at its Regular Session; to create the One Hundred and Twenty-sixth Judicial District of Texas; to fix and define the jurisdiction of the Fifty-third District Court, the Ninety-eighth District Court and One Hundred and Twenty-sixth District Court, to fix the terms of said district courts; to provide for grand and petit juries in each of said district courts, for a clerk and for a district attorney for said district courts, for continuance in office of the respective judges of the Fifty-third and Ninety-eighth District Courts; to provide for the appointment and election of a judge for the One Hundred and Twenty-sixth District Court, for appointment of court reporters by the judges of each of said courts, etc., and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

HOUSE BILL NO. 53 ON THIRD READING.

Mr. McGregor moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 53 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98.

| | |
|-------------------|------------------|
| Adams of Harris. | Kennedy. |
| Adams of Jasper. | Laird. |
| Adamson. | Lasseter. |
| Adkins. | Lee. |
| Alsup. | Lemens. |
| Anderson. | Leonard. |
| Baker. | Lilley. |
| Bedford. | Lockhart. |
| Bond. | McDougald. |
| Bounds. | McGill. |
| Boyd. | McGregor. |
| Bryant. | Magee. |
| Burns of Walker. | Mathis. |
| Carpenter. | Mehl. |
| Claunch. | Metcalfe. |
| Cox of Limestone. | Moffett. |
| Dodd. | Morse. |
| Donnell. | Murphy. |
| Dowell. | Nicholson. |
| Dwyer. | Olsen. |
| Engelhard. | O'Quinn. |
| Farrar. | Patterson. |
| Forbes. | Petsch. |
| Ford. | Pope. |
| Fuchs. | Ramsey. |
| Gilbert. | Ratliff. |
| Giles. | Ray. |
| Greathouse. | Reader. |
| Hanson. | Richardson. |
| Hardy. | Rountree. |
| Harrison | Satterwhite. |
| of El Paso. | Scott. |
| Harrison | Smith of Wood. |
| of Waller. | Sparkman. |
| Hatchitt. | Steward. |
| Hefley. | Strong. |
| Herzik. | Sullivant. |
| Hines. | Tarwater. |
| Holder. | Terrell |
| Holland. | of Val Verde. |
| Holloway. | Towery. |
| Hoskins. | Turner. |
| Howsley. | Van Zandt. |
| Hubbard. | Veatch. |
| Hughes. | Wagstaff. |
| Jackson. | Warwick. |
| Johnson | Weinert. |
| of Dallam. | West of Coryell. |
| Johnson | Westbrook. |
| of Dimmit. | Wyatt. |
| Jones of Shelby. | Young. |
| Keller. | |

Nays—14.

| | |
|---------------|--------------|
| Akin. | Rogers. |
| Brice. | Stephens. |
| Cox of Lamar. | Terrell |
| Daniel. | of Cherokee. |
| Duvall. | Vaughan. |
| Elliott. | Walker. |
| Farmer. | Wiggs. |
| Fisher. | |

Absent.

| | |
|---------------|--------------------|
| Barron. | Harman. |
| Beck. | Johnson of Morris. |
| Brooks. | Justiss. |
| Burns | Kayton. |
| of McCulloch. | Long. |
| Caven. | McCombs. |
| Cunningham. | Martin. |
| DeWolfe. | Munson. |
| Dunlap. | Sanders. |
| Ferguson. | Savage. |
| Finn. | Shelton. |
| Goodman. | Sherrill. |
| Graves. | Smith of Bastrop. |
| Grogan. | West of Cameron. |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

The Speaker then laid House bill No. 53 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—100.

| | |
|-------------------|--------------------|
| Mr. Speaker. | Hanson. |
| Adams of Harris. | Hardy. |
| Adams of Jasper. | Harrison |
| Adamson. | of El Paso. |
| Adkins. | Harrison |
| Alsup. | of Waller. |
| Anderson. | Hatchitt. |
| Baker. | Hefley. |
| Beck. | Herzik. |
| Bedford. | Hines. |
| Bounds. | Holder. |
| Boyd. | Holland. |
| Bryant. | Holloway. |
| Burns of Walker. | Hoskins. |
| Burns | Hubbard. |
| of McCulloch. | Hughes. |
| Carpenter. | Jackson. |
| Caven. | Johnson |
| Claunch. | of Dimmit. |
| Cox of Limestone. | Johnson of Morris. |
| Dodd. | Jones of Shelby. |
| Donnell. | Keller. |
| Dowell. | Laird. |
| Dwyer. | Lasseter. |
| Elliott. | Lee. |
| Englehard. | Lemens. |
| Farrar. | Leonard. |
| Finn. | Lilley. |
| Forbes. | Lockhart. |
| Ford. | McDougald. |
| Gilbert. | McGill. |
| Giles. | McGregor. |
| Graves. | Magee. |
| Greathouse. | Mathis. |

| | |
|--------------|------------------|
| Mehl. | Smith of Wood. |
| Metcalfe. | Sparkman. |
| Moffett. | Steward. |
| Morse. | Strong. |
| Murphy. | Sullivant. |
| Nicholson. | Tarwater. |
| Olsen. | Terrell |
| O'Quinn. | of Val Verde. |
| Patterson. | Turner. |
| Petsch. | Van Zandt. |
| Pope. | Veatch. |
| Ramsey. | Wagstaff. |
| Ratliff. | Warwick. |
| Ray. | Weinert. |
| Reader. | West of Coryell. |
| Richardson. | West of Cameron. |
| Rountree. | Wyatt. |
| Satterwhite. | Young. |
| Scott. | |

Nays—15.

| | |
|---------------|--------------|
| Akin. | Kennedy. |
| Brice. | Rogers. |
| Cox of Lamar. | Stephens. |
| Daniel. | Terrell |
| Duvall. | of Cherokee. |
| Farmer. | Vaughan. |
| Fisher. | Walker. |
| Fuchs. | Wiggs. |

Absent.

| | |
|-------------|-------------------|
| Barron. | Justiss. |
| Bond. | Kayton. |
| Brooks. | Long. |
| Cunningham. | McCombs. |
| DeWolfe. | Martin. |
| Dunlap. | Munson. |
| Ferguson. | Sanders. |
| Goodman. | Savage. |
| Grogan. | Shelton. |
| Harman. | Sherrill. |
| Howsley. | Smith of Bastrop. |
| Johnson | Towery. |
| of Dallam. | Westbrook. |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

HOUSE BILL NO. 68 ON SECOND READING.

On motion of Mr. Greathouse, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 68, A bill to be entitled "An Act amending Articles 2559 and 2560, Revised Civil Statutes of the State of Texas for 1925, providing the way and manner in which cities,

towns and villages shall take bids for depositories of funds of such cities, towns and villages, and providing for the way and manner in which said funds shall be secured, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

Mr. Farrar offered the following amendment to the bill:

Amend House bill No. 68 by striking out line 9, page 1.

The amendment was lost.

House bill No. 68 was then passed to engrossment.

HOUSE BILL NO. 68 ON THIRD READING.

Mr. Morse moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 68 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98.

| | |
|-------------------|--------------------|
| Adams of Harris. | Hatchitt. |
| Adams of Jasper. | Hefley. |
| Adamson. | Herzik. |
| Adkins. | Hines. |
| Akin. | Holland. |
| Alsup. | Holloway. |
| Beck. | Hoskins. |
| Bond. | Howsley. |
| Bounds. | Hubbard. |
| Boyd. | Hughes. |
| Brooks. | Jackson. |
| Carpenter. | Johnson |
| Caven. | of Dallam. |
| Claunch. | Johnson |
| Cox of Lamar. | of Dimmit. |
| Cox of Limestone. | Johnson of Morris. |
| Daniel. | Jones of Shelby. |
| Donnell. | Justiss. |
| Dowell. | Keller. |
| Duvall. | Kennedy. |
| Dwyer. | Laird. |
| Engelhard. | Lasseter. |
| Finn. | Lee. |
| Fisher. | Lemens. |
| Forbes. | Leonard. |
| Ford. | Lilley. |
| Fuchs. | Lockhart. |
| Gilbert. | McDougald. |
| Giles. | McGill. |
| Greathouse. | McGregor. |
| Hardy. | Magee. |
| Harman. | Mathis. |
| Harrison | Mehl. |
| of El Paso. | Moffett. |
| Harrison | Morse. |
| of Waller. | Olsen. |

| | |
|--------------|------------------|
| O'Quinn. | Steward. |
| Patterson. | Strong. |
| Petsch. | Sullivant. |
| Pope. | Turner. |
| Ramsey. | Van Zandt. |
| Ratliff. | Wagstaff. |
| Ray. | Walker. |
| Reader. | Warwick. |
| Richardson. | Weinert. |
| Rountree. | West of Coryell. |
| Satterwhite. | West of Cameron. |
| Savage. | Westbrook. |
| Scott. | Wiggs. |
| Shelton. | Wyatt. |
| Sparkman. | Young. |

Nays—12.

| | |
|----------|----------------|
| Baker. | Rogers. |
| Barron. | Smith of Wood. |
| Bryant. | Terrell |
| Dodd. | of Cherokee. |
| Elliott. | Terrell |
| Farmer. | of Val Verde. |
| Hanson. | Vaughan. |

Present—Not Voting.

| | |
|----------|---------|
| Brice. | Veatch. |
| Goodman. | |

Absent.

| | |
|------------------|-------------------|
| Anderson. | Long. |
| Bedford. | McCombs. |
| Burns of Walker. | Martin. |
| Burns | Metcalfe. |
| of McCulloch. | Munson. |
| Cunningham. | Murphy. |
| DeWolfe. | Nicholson. |
| Dunlap. | Sanders. |
| Farrar. | Sherrill. |
| Ferguson. | Smith of Bastrop. |
| Graves. | Stephens. |
| Grogan. | Tarwater. |
| Holder. | Towery. |
| Kayton. | |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

The Speaker then laid House bill No. 68 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—105.

| | |
|------------------|----------|
| Adams of Harris. | Bedford. |
| Adams of Jasper. | Bond. |
| Adamson. | Bounds. |
| Adkins. | Boyd. |
| Alsup. | Brice. |
| Beck. | Brooks. |

| | |
|--------------------|------------------|
| Carpenter. | Lasseter. |
| Caven. | Lee. |
| Claunch. | Lemens. |
| Cox of Lamar. | Leonard. |
| Cox of Limestone. | Lilley. |
| Daniel. | Lockhart. |
| Dodd. | McGill. |
| Donnell. | McGregor. |
| Dowell. | Magee. |
| Dunlap. | Mathis. |
| Duvall. | Mehl. |
| Engelhard. | Metcalfe. |
| Finn. | Moffett. |
| Fisher. | Morse. |
| Forbes. | O'Quinn. |
| Ford. | Patterson. |
| Fuchs. | Petsch. |
| Gilbert. | Pope. |
| Giles. | Ramsey. |
| Graves. | Ratliff. |
| Greathouse. | Ray. |
| Grogan. | Reader. |
| Hanson. | Richardson. |
| Hardy. | Rountree. |
| Harman. | Sanders. |
| Harrison | Satterwhite. |
| of El Paso. | Savage. |
| Hatchitt. | Scott. |
| Hefley. | Shelton. |
| Herzik. | Smith of Wood. |
| Hines. | Sparkman. |
| Holland. | Steward. |
| Holloway. | Strong. |
| Hoskins. | Sullivant. |
| Howsley. | Towery. |
| Hubbard. | Turner. |
| Hughes. | Van Zandt. |
| Jackson. | Veatch. |
| Johnson | Wagstaff. |
| of Dallam. | Walker. |
| Johnson | Warwick. |
| of Dimmit. | Weinert. |
| Johnson of Morris. | West of Coryell. |
| Jones of Shelby. | West of Cameron. |
| Justiss. | Westbrook. |
| Keller. | Wiggs. |
| Kennedy. | Wyatt. |
| Laird. | Young. |

Nays—10.

| | |
|----------|---------------|
| Akin. | Rogers. |
| Baker. | Terrell |
| Barron. | of Cherokee. |
| Bryant. | Terrell |
| Elliott. | of Val Verde. |
| Farmer. | Vaughan. |

Present—Not Voting.

| |
|----------|
| Goodman. |
|----------|

Absent.

| | |
|------------------|-------------|
| Anderson. | Cunningham. |
| Burns of Walker. | DeWolfe. |
| Burns | Dwyer. |
| of McCulloch. | Farrar. |

| | |
|------------|-------------------|
| Ferguson. | Munson. |
| Harrison | Murphy. |
| of Waller. | Nicholson. |
| Holder. | Olsen. |
| Kayton. | Sherrill. |
| Long. | Smith of Bastrop. |
| McCombs. | Stephens. |
| McDougald. | Tarwater. |
| Martin. | |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombs. | Moore. |
| Dale. | Stevenson. |

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, August 10, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate
to inform the House that the Senate
has adopted

H. C. R. No. 13, Authorizing the
Enrolling Clerk of the House to make
certain corrections in House bill
No. 19.

S. C. R. No. 6, Providing for the
appointment of a legislative commit-
tee to make a tax survey.

Respectfully,

BOB BARKER,
Secretary of the Senate.

BILL AND RESOLUTION SIGNED BY THE SPEAKER.

The Speaker signed, in the pres-
ence of the House, after giving due
notice thereof and their captions had
been read severally, the following en-
rolled bill and resolution:

H. C. R. No. 13, To correct certain
errors in House bill No. 19.

H. B. No. 19, "An Act to amend
Chapter 36 of the Fifth Called Ses-
sion of the Forty-first Legislature,
and particularly Section 11 thereof,
and by adding Section 11a and Sec-
tion 11b thereto, enlarging the pow-
ers and duties of the Railroad Com-
mission of Texas with reference to
conservation, transportation, storage
and purchase of petroleum and its
products in this State; designating
as public utilities the owners, opera-
tors and managers of oil, storage
tanks and storage facilities for the
public hire; forbidding discrimination
by such public utilities; providing
for a bond to be filed by such public

utilities; giving to the Railroad Com-
mission of Texas jurisdiction over
rates, rules and regulations govern-
ing the storage of crude petroleum
and its products by such public utili-
ties, the character of facilities to be
furnished, the forms of receipts to
be issued, and the inspection, grad-
ing, measurement, deductions for
waste, deterioration and delivery by
such utilities; giving such utilities a
lien for charges; providing for the
filing and posting of monthly state-
ments by such public utilities, and
by common carriers by pipe line;
vesting in the Railroad Commission
of Texas jurisdiction to authorize and
require common carriers by pipe line
and public utilities, as defined by this
act, to extend and enlarge their re-
spective facilities under certain con-
ditions, etc., and declaring an emer-
gency."

BILL ORDERED NOT PRINTED.

(By Unanimous Consent.)

On motion of Mr. Lasseter, House
bill No. 74 was ordered not printed.

HOUSE BILL NO. 55 ON SECOND READING.

The Speaker laid before the House,
as a special order for this hour, on
its second reading and passage to en-
grossment,

H. B. No. 55, A bill to be entitled
"An Act to apportion the State of
Texas into congressional districts,
naming the counties composing the
same, and providing for the election
of a member of the Congress of the
United States from each district; re-
pealing all laws and parts of laws in
conflict herewith, and declaring an
emergency."

The bill was read second time.

Mr. Metcalfe offered the following
(committee) amendment to the bill:

Amend House bill No. 55 by strik-
ing out all below the enacting clause
and inserting in lieu thereof the fol-
lowing:

Section 1. The State of Texas shall
be apportioned into the following con-
gressional districts, each of which
shall be entitled to elect one member
of the Congress of the United States.

First: The following counties shall
compose the First District, to-wit:
Bowie, Cass, Marion, Upshur, Camp,
Morris, Red River, Titus, Franklin,
Hopkins, Delta and Harrison.

Second: The following counties shall compose the Second District, to-wit: Nacogdoches, Shelby, San Augustine, Sabine, Angelina, Tyler, Jasper, Newton, Hardin, Orange and Jefferson.

Third: The following counties shall compose the Third District, to-wit: Kaufman, Van Zandt, Wood, Smith, Gregg, Cherokee, Rusk and Panola.

Fourth: The following counties shall compose the Fourth District, to-wit: Grayson, Fannin, Collin, Hunt, Rockwall, Rains and Lamar.

Fifth: The following county shall compose the Fifth District, to-wit: Dallas.

Sixth: The following counties shall compose the Sixth District, to-wit: Hill, Navarro, Limestone, Freestone, Anderson, Henderson, Houston and Leon.

Seventh: The following counties shall compose the Seventh District, to-wit: Robertson, Brazos, Grimes, Madison, Waller, Walker, Trinity, Polk, San Jacinto, Montgomery, Liberty, Chambers and Galveston.

Eighth: The following county shall compose the Eighth District, to-wit: Harris.

Ninth: The following counties shall compose the Ninth District, to-wit: Fayette, Austin, Colorado, Lavaca, DeWitt, Victoria, Jackson, Wharton, Fort Bend, Calhoun, Matagorda and Brazoria.

Tenth: The following counties shall compose the Tenth District, to-wit: Caldwell, Hays, Travis, Williamson, Milam, Lee, Burleson, Washington and Bastrop.

Eleventh: The following counties shall compose the Eleventh District, to-wit: Erath, Hood, Somervell, Hamilton, Bosque, Coryell, McLennan, Bell and Falls.

Twelfth: The following counties shall compose the Twelfth District, to-wit: Johnson, Ellis and Tarrant.

Thirteenth: The following counties shall compose the Thirteenth District, to-wit: Denton, Cooke, Wise, Montague, Jack, Clay, Young, Archer, Wichita, Throckmorton, Baylor and Wilbarger.

Fourteenth: The following county shall compose the Fourteenth District, to-wit: Bexar.

Fifteenth: The following counties shall compose the Fifteenth District,

to-wit: Uvalde, Medina, Zavala, Frio, Dimmit, LaSalle, Webb, Duval, Zapata, Jim Hogg, Starr, Hidalgo, Cameron and Brooks.

Sixteenth: The following counties shall compose the Sixteenth District, to-wit: El Paso, Hudspeth, Culberson, Reeves, Jeff Davis, Presidio, Brewster, Pecos, Terrell, Crockett, Loving, Winkler, Ward, Ector, Crane, Midland, Upton, Howard, Glasscock and Reagan.

Seventeenth: The following counties shall compose the Seventeenth District, to-wit: Fisher, Jones, Shackelford, Stephens, Palo Pinto, Parker, Nolan, Taylor, Callahan, Eastland, Brown and Comanche.

Eighteenth: The following counties shall compose the Eighteenth District, to-wit: Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Oldham, Hemphill, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Harde-man, Hall, Childress and Foard.

Nineteenth: The following counties shall compose the Nineteenth District, to-wit: Bailey, Lamb, Hale, Cottle, Floyd, Motley, Cochran, Hockley, Lubbock, Crosby, Dickens, Yoakum, King, Knox, Terry, Lynn, Stonewall, Garza, Kent, Haskell, Gaines, Dawson, Borden, Scurry, Andrews and Martin.

Twentieth: The following counties shall compose the Twentieth District, to-wit: Sterling, Coke, Runnels, Coleman, Mitchell, Irion, Tom Green, McCulloch, Concho, San Saba, Lampasas, Mills, Schleicher, Menard, Mason, Llano, Burnet, Sutton, Kimble, Gillespie, Blanco, Val Verde, Edwards, Real, Kerr, Kendall, Bandera, Kinney and Maverick.

Twenty-first: The following counties shall compose the Twenty-first District, to-wit: Comal, Guadalupe, Gonzales, Wilson, Karnes, Atascosa, McMullen, Live Oak, Bee, Goliad, Refugio, Aransas, San Patricio, Jim Wells, Nueces, Kleberg, Kennedy and Willacy.

Sec. 2. Nothing in this act shall in anywise affect the tenure in office of the present delegation in Congress of Texas, but this act shall take effect for the general election in 1932, and the Congressman shall be elected from each of said districts for 1932,

and thereafter until this law shall have been changed by the Legislature of this State.

Sec. 3. All laws and parts of laws in conflict with this act be and the same are hereby repealed.

Sec. 4. The great importance of the legislation proposed, and the necessity of providing appropriate districts for the additional allotment of memberships in the Congress creates an emergency and an imperative public necessity which requires that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and this act shall take effect and be in force from and after its passage, and it is so enacted.

Mr. Sanders offered the following substitute for the amendment by Mr. Metcalfe:

Amend House bill No. 55 by striking out all below the enacting clause and substitute the following:

Section 1. The State of Texas shall be apportioned into the following congressional districts, each of which shall be entitled to elect one member of the Congress of the United States:

First: The following counties shall compose the First District, to-wit: Lamar, Delta, Red River, Franklin, Titus, Camp, Morris, Hopkins, Wood, Bowie, Cass, Marion.

Second: The following counties shall compose the Second District, to-wit: Upshur, Harrison, Gregg, Panola, Rusk, Nacogdoches, Shelby, San Augustine, Sabine, Angelina, Polk.

Third: The following counties shall compose the Third District, to-wit: Kaufman, Van Zandt, Smith, Henderson, Anderson, Cherokee, Houston, Trinity.

Fourth: The following counties shall compose the Fourth District, to-wit: Grayson, Fannin, Collin, Hunt, Rockwall, Rains.

Fifth: The following county shall compose the Fifth District, to-wit: Dallas.

Sixth: The following counties shall compose the Sixth District, to-wit: Johnson, Ellis, Hill, Navarro, Limestone, Freestone, Leon.

Seventh: The following counties shall compose the Seventh District, to-wit: Robertson, Madison, Brazos, Grimes, Walker, San Jacinto, Mont-

gomery, Waller, Fort Bend, Brazoria, Galveston, Chambers.

Eighth: The following county shall compose the Eighth District, to-wit: Harris.

Ninth: The following counties shall compose the Ninth District, to-wit: Fayette, Austin, Colorado, Lavaca, Wharton, DeWitt, Jackson, Matagorda, Victoria, Goliad, Calhoun, Bee, Refugio, Aransas, San Patricio.

Tenth: The following counties shall compose the Tenth District, to-wit: Llano, Burnet, Williamson, Gillespie, Blanco, Travis, Lee, Burleson, Washington, Hays, Bastrop, Caldwell, Lampasas.

Eleventh: The following counties shall compose the Eleventh District, to-wit: Bosque, Hamilton, McLennan, Coryell, Falls, Bell, Milam.

Twelfth: The following counties shall compose the Twelfth District, to-wit: Palo Pinto, Parker, Tarrant, Erath, Hood, Somervell.

Thirteenth: The following counties shall compose the Thirteenth District, to-wit: Wilbarger, Wichita, Clay, Montague, Cooke, Baylor, Archer, Throckmorton, Young, Jack, Wise, Denton, Stephens.

Fourteen: The following county shall compose the Fourteenth District, to-wit: Bexar:

Fifteenth: The following counties shall compose the Fifteenth District, to-wit: Val Verde, Kinney, Uvalde, Maverick, Zavala, Dimmit, Webb, Duval, Zapata, Jim Hogg, Starr, Hidalgo, Cameron.

Sixteenth: The following counties shall compose the Sixteenth District, to-wit: El Paso, Hudspeth, Culberson, Reeves, Loving, Winkler, Ector, Midland, Glasscock, Sterling, Coke, Ward, Crane, Upton, Reagan, Irion, Tom Green, Jeff Davis, Pecos, Crockett, Schleicher, Menard, Mason, Sutton, Kimble, Edwards, Real, Presidio, Brewster, Terrell.

Seventeenth: The following counties shall compose the Seventeenth District, to-wit: Jones, Shackelford, Nolan, Taylor, Callahan, Eastland, Runnels, Coleman, Brown, Comanche, Mills, Concho, McCulloch, San Saba.

Eighteenth: The following counties shall compose the Eighteenth District, to-wit: Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson,

Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Hall, Childress, Bailey, Cottle, Hardeman, Foard.

Nineteenth: The following counties shall compose the Nineteenth District, to-wit: Lamb, Hale, Floyd, Motley, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Knox, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Haskell, Gaines, Dawson, Borden, Scurry, Fisher, Andrews, Martin, Howard, Mitchell.

Twentieth: The following counties shall compose the Twentieth District, to-wit: Kerr, Kendall, Comal, Bandera, Guadalupe, Medina, Gonzales, Wilson, Frio, Atascosa, Karnes, LaSalle, McMullen, Live Oak, Jim Wells, Nueces, Kleberg, Brooks, Kennedy, Willacy.

Twenty-first: The following counties shall compose the Twenty-first District, to-wit: Tyler, Jasper, Newton, Hardin, Liberty, Jefferson, Orange.

Sec. 2. Nothing in this act shall in anywise affect the tenure in office of the present delegation in Congress of Texas, but this act shall take effect for the general election in 1932, and the Congressman shall be elected from each of said districts for 1932, and thereafter until this law shall have been changed by the Legislature of this State.

Sec. 3. That all laws and parts of laws in conflict with this act be, and the same are hereby, repealed.

Sec. 4. The great importance of the legislation proposed and the previous delay in redistricting the State, causing great injustice to a large part of our State in denying due representation in Congress, creates an emergency and an imperative public necessity which requires that the constitutional rule requiring that bills be read on three several days be suspended and that this bill be placed upon its final passage, and it is so enacted.

On motion of Mr. Petsch, the substitute amendment was tabled.

Mr. Wiggs offered the following amendment to the amendment:

Amend House bill No. 55, page 1, by adding after the word "Harrison" on line 13 the word "Lamar"; on line 23 strike out the word "Lamar."

The amendment was adopted.

The (committee) amendment as amended was then adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes made in the body of the bill.

Mr. McDougald moved the previous question on the engrossment of the bill, and the main question was ordered.

House bill No. 55 was then passed to engrossment.

MOTION TO TAKE UP HOUSE BILL NO. 55.

Mr. Metcalfe moved that the constitutional rule requiring bills to be read on three several days be suspended, and that House bill No. 55 be placed on its third reading and final passage.

The motion was lost (not receiving the necessary four-fifths vote) by the following vote:

Yeas—83.

| | |
|------------------|--------------------|
| Adams of Harris. | Jackson. |
| Adams of Jasper. | Johnson |
| Adamson. | of Dallam. |
| Adkins. | Johnson |
| Alsup. | of Dimmit. |
| Baker. | Johnson of Morris. |
| Beck. | Laird. |
| Bedford. | Lee. |
| Bond. | Leonard. |
| Boyd. | Lilley. |
| Brice. | Lockhart. |
| Burns | McDougald. |
| of McCulloch. | McGill. |
| Carpenter. | Magee. |
| Caven. | Mathis. |
| Claunch. | Mehl. |
| Dowell. | Metcalfe. |
| Dunlap. | Moffett. |
| Dwyer. | Morse. |
| Englehard. | Petsch. |
| Finn. | Pope. |
| Fisher. | Ramsey. |
| Forbes. | Ratliff. |
| Fuchs. | Ray. |
| Gilbert. | Reader. |
| Giles. | Rountree. |
| Graves. | Satterwhite. |
| Greathouse. | Savage. |
| Grogan. | Scott. |
| Hardy. | Shelton. |
| Hatchitt. | Sherrill. |
| Hines. | Smith of Wood. |
| Holder. | Stephens. |
| Holland. | Steward. |
| Hoskins. | Tarwater. |
| Howsley. | Terrell |
| Hubbard. | of Val Verde. |
| Hughes. | Turner. |

| | |
|------------------|------------------|
| Van Zandt. | West of Cameron. |
| Vaughan. | Westbrook. |
| Wagstaff. | Wiggs. |
| Walker. | Wyatt. |
| Warwick. | Young. |
| West of Coryell. | |

Nays—31.

| | |
|-------------------|------------------|
| Akin. | Holloway. |
| Bounds. | Jones of Shelby. |
| Brooks. | Justiss. |
| Bryant. | Kennedy. |
| Burns of Walker. | Lemens. |
| Cox of Lamar. | McGregor. |
| Cox of Limestone. | Olsen. |
| Daniel. | Rogers. |
| Dodd. | Sanders. |
| Donnell. | Sparkman. |
| Elliott. | Strong. |
| Farmer. | Sullivant. |
| Farrar. | Terrell |
| Goodman. | of Cherokee. |
| Hanson. | Towery. |
| Hefley. | Veatch. |

Absent.

| | |
|-------------|-------------------|
| Anderson. | Keller. |
| Barron. | Lasseter. |
| Cunningham. | Long. |
| DeWolfe. | McCombs. |
| Duval. | Martin. |
| Ferguson. | Munson. |
| Ford. | Murphy. |
| Harman. | Nicholson. |
| Harrison | O'Quinn. |
| of El Paso. | Patterson. |
| Harrison | Richardson. |
| of Waller. | Smith of Bastrop. |
| Herzik. | Weinert. |
| Kayton. | |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

MOTION TO TAKE UP HOUSE
BILL NO. 62.

Mr. Forbes moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment, H. B. No. 62, A bill to be entitled "An Act to amend Article 3109 of the Revised Civil Statutes of 1925, relating to ballot at primaries; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

The motion was lost.

SENATE BILL NO. 52 ON SEC-
OND READING.

Mr. Keller moved that the constitutional rule requiring bills to be read

on three several days be suspended, and that Senate bill No. 52 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

| | |
|--------------------|--------------------|
| Mr. Speaker. | Johnson |
| Adams of Harris. | of Dimmit. |
| Adams of Jasper. | Johnson of Morris. |
| Adamson. | Jones of Shelby. |
| Adkins. | Justiss. |
| Alsup. | Kayton. |
| Beck. | Keller. |
| Bounds. | Kennedy. |
| Boyd. | Lee. |
| Brice. | Lemens. |
| Brooks. | Leonard. |
| Bryant. | Lilley. |
| Burns of Walker. | McDougald. |
| Burns | McGill. |
| of McCulloch. | McGregor. |
| Carpenter. | Magee. |
| Caven. | Mathis. |
| Claunch. | Mehl. |
| Dodd. | Metcalfe. |
| Donnell. | Moffett. |
| Dowell. | Morse. |
| Dunlap. | Murphy. |
| Dwyer. | O'Quinn. |
| Elliott. | Petsch. |
| Engelhard. | Pope. |
| Farrar. | Ramsey. |
| Finn. | Ratliff. |
| Fisher. | Ray. |
| Forbes. | Reader. |
| Ford. | Rountree. |
| Fuchs. | Sanders. |
| Gilbert. | Satterwhite. |
| Giles. | Savage. |
| Goodman. | Shelton. |
| Graves. | Sherrill. |
| Greathouse. | Smith of Wood. |
| Grogan. | Sparkman. |
| Hanson. | Steward. |
| Hardy. | Strong. |
| Harman. | Tarwater. |
| Harrison | Terrell |
| of El Paso. | of Val Verde. |
| Hatchitt. | Towery. |
| Hefley. | Van Zandt. |
| Hines. | Vaughan. |
| Holder. | Veatch. |
| Holland. | Walker. |
| Holloway. | Warwick. |
| Hoskins. | West of Coryell. |
| Howsley. | Westbrook. |
| Hubbard. | Wiggs. |
| Hughes. | Wyatt. |
| Jackson. | Young. |
| Johnson of Dallam. | |

Nays—10.

| | |
|--------|-------------------|
| Akin. | Cox of Limestone. |
| Baker. | Farmer. |

Laird.
Lockhart.
Olsen.
Rogers.

Scott.
Terrell
of Cherokee.

Absent.

Anderson. Long.
Barron. McCombs.
Bedford. Martin.
Bond. Munson.
Cox of Lamar. Nicholson.
Cunningham. Patterson.
Daniel. Richardson.
DeWolfe. Smith of Bastrop.
Duvall. Stephens.
Ferguson. Sullivant.
Harrison. Turner.
of Waller. Wagstaff.
Herzik. Weinert.
Lasseter. West of Cameron.

Absent—Excused.

Albritton. Davis.
Bradley. Hill.
Coltrin. Jones of Atascosa.
Coombes. Moore.
Dale. Stevenson.

The Speaker then laid before the House on its second reading and passage to third reading,

S. B. No. 52, Relative to the number of members of the State Optometry Board.

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 52 ON THIRD READING.

The Speaker then laid Senate bill No. 52 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—105.

Adams of Jasper. Dwyer.
Adamson. Elliott.
Adkins. Englehard.
Alsup. Farmer.
Bedford. Farrar.
Bounds. Finn.
Boyd. Forbes.
Brooks. Ford.
Bryant. Fuchs.
Burns of Walker. Gilbert.
Carpenter. Giles.
Caven. Goodman.
Claunch. Graves.
Cox of Limestone. Greathouse.
Dodd. Grogan.
Donnell. Hanson.
Dowell. Hardy.
Dunlap. Harman.

Harrison
of El Paso.
Harrison
of Waller.
Hatchitt.
Hefley.
Herzik.
Hines.
Holder.
Holland.
Holloway.
Hoskins.
Howsley.
Hubbard.
Hughes.
Jackson.
Johnson
of Dallam.
Johnson
of Dimmit.
Johnson of Morris.
Jones of Shelby.
Justiss.
Kayton.
Keller.
Kennedy.
Laird.
Lee.
Lemens.
Leonard.
Lilley.
Lockhart.
McGill.
McGregor.
Magee.
Mathis.
Mehl.

Moffett.
Morse.
Murphy.
O'Quinn.
Petsch.
Pope.
Ramsey.
Ratliff.
Ray.
Reader.
Rountree.
Sanders.
Satterwhite.
Savage.
Scott.
Shelton.
Sherrill.
Smith of Wood.
Sparkman.
Stephens.
Steward.
Strong.
Tarwater.
Terrell
of Val Verde.
Towery.
Van Zandt.
Vaughan.
Veatch.
Walker.
Warwick.
West of Coryell.
West of Cameron.
Westbrook.
Wiggs.
Wyatt.
Young.

Nays—5.

Akin. Olsen.
Baker. Rogers.
Cox of Lamar.

Present—Not Voting.

Brice. Fisher.

Absent.

Adams of Harris. McDougald.
Anderson. Martin.
Barron. Metcalfe.
Beck. Munson.
Bond. Nicholson.
Burns. Patterson.
of McCulloch. Richardson.
Cunningham. Smith of Bastrop.
Daniel. Sullivant.
DeWolfe. Terrell
of Cherokee.
Duvall. Turner.
Ferguson. Wagstaff.
Lasseter. Weinert.
Long.
McCombs.

Absent—Excused.

Albritton. Coltrin.
Bradley. Coombes.

Dale. Jones of Atascosa.
Davis. Moore.
Hill. Stevenson.

SPECIAL ORDER SET.

Mr. Farrar moved that House bill No. 29 be set as a special order for 10 o'clock a. m. tomorrow.

The motion prevailed.

MOTION TO TAKE UP HOUSE BILL No. 45.

Mr. Van Zandt moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 45, A bill to be entitled "An Act amending Article 2350, Revised Civil Statutes of 1925, as amended by Chapter 290, General and Special Laws passed at the Regular Session of the Fortieth Legislature, as amended by Chapter 46, General and Special Laws passed at the First Called Session of the Fortieth Legislature, fixing the compensation of county commissioners according to assessed valuations, and declaring an emergency."

The motion was lost.

GRANTING JUDGE J. C. CANTY LEAVE OF ABSENCE.

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 11, Granting Judge J. C. Canty leave of absence.

Whereas, It will be necessary during the coming twelve months for Judge J. C. Canty, judge of the Tenth Judicial District Court of Texas, to be absent from the State at intervals on important business; and

Whereas, Judge Canty, through the local bar association in Galveston, has arranged to take care of his work on the bench adequately during such absence; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That permission be granted Judge Canty to leave the State at short intervals during the next twelve months.

The resolution was read second time, and was adopted.

GRANTING JUDGE R. L. MURRAY LEAVE OF ABSENCE.

Mr. McDougald offered the following resolution:

H. C. R. No. 15, Granting Judge R. L. Murray leave of absence from State.

Whereas, Judge R. L. Murray, judge of the Criminal District Court of Jefferson county, is not at the moment engaged in active duties on the bench, and will not be for the next two weeks; and

Whereas, His health is not of the best and he desires to take a little vacation and leave the State for a period of two weeks; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That the said Judge R. L. Murray be granted permission to leave the State for a period of two weeks during the month of August, 1931.

The resolution was read second time, and was adopted.

MOTION TO TAKE UP SENATE BILL NO. 49.

Mr. Dwyer moved that the regular order of business be suspended to take up and have placed on its second reading and passage to third reading Senate bill No. 49.

The motion was lost.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, August 10, 1931.
Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 11, "An Act relating to appropriation and payment thereof; amending Senate bill No. 626, passed by the Regular Session of the Forty-second Legislature, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

SENATE BILL NO. 46 ON SECOND READING.

On motion of Mr. Petsch, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

S. B. No. 46, A bill to be entitled "An Act governing the statement of facts, including: amendment of Articles 2237, 2238 and 2239 of the Revised Civil Statutes of 1925; provisions under which the court stenog-

rapher's transcript of the evidence may be ordered and shall be filed, in duplicate, objection may be made thereto and the same when approved and signed as herein required may be used as the statement of facts; and provisions for fees and taxation of costs therefor, sending up original documentary evidence or copying same into the statement of facts; filing statement of facts in narrative form, incorporating record by reference, eliminating bills of exception in certain instances, excepting procedure as to statement of facts in appeals in certain cases; declaring and pointing out the procedure therefor in such criminal appeals; amending Articles 760 and 607 of the Code of Criminal Procedure, 1925; repealing House bill No. 120 and Senate bill No. 59 of the Regular Session of the Forty-second Legislature and all laws in conflict, saving such as are cumulative, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to third reading.

SENATE BILL NO. 46 ON THIRD READING.

Mr. Petsch moved that the constitutional rule requiring bills to be read on three several days be suspended, and that Senate bill No. 46 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

| | |
|-------------------|-------------|
| Adams of Jasper. | Engelhard. |
| Adamson. | Farrar. |
| Adkins. | Finn. |
| Akin. | Forbes. |
| Alsup. | Ford. |
| Baker. | Fuchs. |
| Beck. | Gilbert. |
| Bond. | Giles. |
| Bounds. | Goodman. |
| Boyd. | Graves. |
| Brooks. | Greathouse. |
| Bryant. | Grogan. |
| Burns of Walker. | Hanson. |
| Carpenter. | Hardy. |
| Claunch. | Harman. |
| Cox of Limestone. | Harrison |
| DeWolfe. | of El Paso. |
| Dodd. | Hatchitt. |
| Donnell. | Hefley. |
| Dowell. | Herzik. |
| Dunlap. | Holder. |
| Duvall. | Holland. |
| Elliott. | Holloway. |

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| Hoskins. | Rogers. |
| Howsley. | Rountree. |
| Hubbard. | Sanders. |
| Johnson | Satterwhite. |
| of Dallam. | Savage. |
| Johnson | Scott. |
| of Dimmit. | Shelton. |
| Johnson of Morris. | Sherrill. |
| Jones of Shelby. | Smith of Wood. |
| Keller. | Sparkman. |
| Kennedy. | Stephens. |
| Laird. | Steward. |
| Lemens. | Strong. |
| Leonard. | Tarwater. |
| Lilley. | Terrell |
| Lockhart. | of Cherokee. |
| McDougald. | Towery. |
| McGregor. | Turner. |
| Magee. | Van Zandt. |
| Metcalf. | Vaughan. |
| Moffett. | Veatch. |
| Morse. | Wagstaff. |
| Olsen. | Walker. |
| O'Quinn. | Warwick. |
| Patterson. | West of Coryell. |
| Petsch. | West of Cameron. |
| Pope. | Westbrook. |
| Ramsey. | Wiggs. |
| Ratliff. | Wyatt. |
| Reader. | Young. |

Nays—1.

Farmer.

Absent.

| | |
|------------------|-------------------|
| Adams of Harris. | Kayton. |
| Anderson. | Lasseter. |
| Barron. | Lee. |
| Bedford. | Long. |
| Brice. | McCombs. |
| Burns | McGill. |
| of McCulloch. | Martin. |
| Caven. | Mathis. |
| Cox of Lamar. | Mehl. |
| Cunningham. | Munson. |
| Daniel. | Murphy. |
| Dwyer. | Nicholson. |
| Ferguson. | Ray. |
| Fisher. | Richardson. |
| Harrison | Smith of Bastrop. |
| of Waller. | Sullivant. |
| Hines. | Terrell |
| Hughes. | of Val Verde. |
| Jackson. | Weinert. |
| Justiss. | |

Absent—Excused.

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| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

The Speaker then laid Senate bill No. 46 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—103.

| | |
|--------------------|------------------|
| Adams of Jasper. | Jones of Shelby. |
| Adamson. | Keller. |
| Adkins. | Kennedy. |
| Akin. | Laird. |
| Alsup. | Lemens. |
| Baker. | Leonard. |
| Bedford. | Lilley. |
| Bond. | Lockhart. |
| Bounds. | McDougald. |
| Boyd. | Magee. |
| Brooks. | Metcalf. |
| Bryant. | Moffett. |
| Burns of Walker. | Morse. |
| Carpenter. | Murphy. |
| Claunch. | Olsen. |
| Cox of Limestone. | O'Quinn. |
| DeWolfe. | Patterson. |
| Dodd. | Petsch. |
| Donnell. | Pope. |
| Dowell. | Ramsey. |
| Dunlap. | Ratliff. |
| Duvall. | Reader. |
| Elliott. | Rogers. |
| Englehard. | Rountree. |
| Farmer. | Sanders.* |
| Farrar. | Satterwhite. |
| Finn. | Savage. |
| Forbes. | Scott. |
| Ford. | Shelton. |
| Fuchs. | Sherrill. |
| Gilbert. | Smith of Wood. |
| Giles. | Sparkman. |
| Goodman. | Stephens. |
| Graves. | Steward. |
| Greathouse. | Strong. |
| Grogan. | Tarwater. |
| Hanson. | Terrell |
| Hardy. | of Cherokee. |
| Harman. | Terrell |
| Harrison | of Val Verde. |
| of El Paso. | Towery. |
| Hefley. | Turner. |
| Herzik. | Van Zandt. |
| Holder. | Vaughan. |
| Holland. | Veatch. |
| Holloway. | Wagstaff. |
| Hoskins. | Walker. |
| Howsley. | Warwick. |
| Hubbard. | West of Coryell. |
| Johnson | West of Cameron. |
| of Dallam. | Westbrook. |
| Johnson | Wiggs. |
| of Dimmit. | Wyatt. |
| Johnson of Morris. | Young. |

Absent.

| | |
|------------------|---------------|
| Adams of Harris. | Caven. |
| Anderson. | Cox of Lamar. |
| Barron. | Cunningham. |
| Beck. | Daniel. |
| Brice. | Dwyer. |
| Burns | Ferguson. |
| of McCulloch. | Fisher. |

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| Hatchitt. | McGill. |
| Harrison | McGregor. |
| of Waller. | Martin. |
| Hines | Mathis. |
| Hughes. | Mehl. |
| Jackson. | Munson. |
| Justiss. | Nicholson. |
| Kayton. | Ray. |
| Lasseter. | Richardson. |
| Lee. | Smith of Bastrop. |
| Long. | Sullivant. |
| McCombs. | Weinert. |

Absent—Excused.

| | |
|------------|--------------------|
| Albritton. | Davis. |
| Bradley. | Hill. |
| Coltrin. | Jones of Atascosa. |
| Coombes. | Moore. |
| Dale. | Stevenson. |

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, August 10, 1931.

Hon. Fred H. Minor, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 56, A bill to be entitled "An Act making an emergency appropriation of money to the Division of Child Welfare of the State Board of Control for the support, maintenance and operation of said division for the two years beginning September 1, 1931, and ending August 31, 1933; providing the transfer of a portion of such appropriated amounts from other appropriated funds; prescribing means and manner of expenditure, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Johnson of Morris, House bill No. 61 was ordered not printed.

On motion of Mr. Sanders, House bill No. 75 was ordered not printed.

On motion of Mr. Richardson, House bill No. 72 was ordered not printed.

MESSAGE FROM THE GOVERNOR.

Mr. Pat Dougherty, Secretary to the Governor, appeared at the bar of the House and, being duly announced,

presented the following message from the Governor, which was read to the House, as follows:

Executive Office,
Austin, Texas, August 10, 1931.
To the Members of the Forty-second Legislature:

I hereby submit for your consideration the following subjects:

(1) Amending Senate bill No. 407, passed by the Regular Session of the Forty-second Legislature.

(2) The enactment of legislation waiving the right of the State of Texas to enter upon, for the purpose of the developing of mines, minerals and mineral rights, any lands acquired under the provisions of Article 8325, Revised Statutes, 1925, which lands are now controlled by or which may hereafter be conveyed to the United States of America for navigation purposes, so long as such lands shall be used by the United States of America for navigation purposes.

Respectfully submitted,
R. S. STERLING,
Governor.

SENATE BILL ON FIRST READING.

The following Senate bill, received from the Senate today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

Senate bill No. 56, to the Committee on Appropriations.

ADJOURNMENT.

Mr. Terrell of Cherokee moved that the House adjourn until 9 o'clock a. m. tomorrow.

Mr. Kennedy moved that the House recess to 8 o'clock p. m. today.

The motion of Mr. Terrell of Cherokee prevailed and the House, accordingly, at 6:10 o'clock p. m., adjourned until 9 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following committees have filed favorable reports on bills, as follows:

Judicial Districts: Senate bill No. 59.

State Affairs: Senate bills Nos. 52, 49 and 37.

Criminal Jurisprudence: Senate bill No. 46.

Appropriations: House bill No. 75, and Senate bill No. 56.

Education: House bills Nos. 61, 72, 74, and Senate bill No. 47.

Insurance: House bill No. 34.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, August 8, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 33, A bill to be entitled "An Act to regulate the method of taking or catching fish in the public fresh waters in Morris and Titus counties, State of Texas, for the preservation and conservation of the fish in said counties; providing penalties for violation; repealing House bill No. 717, Regular Acts of the Forty-second Legislature, and all other laws in conflict herewith, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, August 8, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 15, A bill to be entitled "An Act to amend Section four (4) of Chapter 102, Special Laws, Regular Session of the Forty-second Legislature, which section defines the open season for killing squirrels in Wood county, fixing bag limit and penalties,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, August 8, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 32, A bill to be entitled "An Act making it unlawful to hunt, shoot or kill any quail in Falls and Johnson counties from and including

January 1 and November 30 of any year; fixing the penalty for violation of the provisions of this act, and declaring an emergency."

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

Committee Room,
Austin, Texas, August 8, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 46, A bill to be entitled "An Act amending Chapter 239, Special Laws of the Regular Session of the Forty-second Legislature of the State of Texas, so as to change the dates of convening the district court in Mitchell county of the Thirty-second Judicial District of Texas, and declaring an emergency,"

Have carefully compared same and find it correctly engrossed.

JUSTISS, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, August 10, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 21, "An Act amending Section 5 of Chapter 13, Local and Special Laws, Acts Second Called Session, Forty-first Legislature, relating to the creation of the Brazos River Conservation and Reclamation District and the establishment of the boundaries thereof; reappropriating for said purpose the unexpended balance of twenty-thousand dollars (\$20,000), appropriated for said purpose by Chapter 35, General Laws, passed at the Regular Session of the Forty-second Legislature, and limiting the time in which said appropriation may be expended to prior to June 1, 1932, and declaring an emergency,"

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, August 10, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 13, Authorizing cer-

tain corrections to be made in House bill No. 19,

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

Committee Room,
Austin, Texas, August 10, 1931.

Hon. Fred H. Minor, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 19, "An Act to amend Chapter 36 of the Acts of the Fifth Called Session of the Forty-first Legislature, by re-enacting the first six sections thereof, except to amend Section 6 to require reports on or before the 20th of each month, and requiring reports of each commodity by adding subdivision No. 6 thereof; adding Section 6a, providing a basis for pipe line rates requiring the Railroad Commission to immediately establish and enforce same on said basis and authorizing and requiring the Commission to fix rates and charges for transportation, storage and loading of crude oil and petroleum; determining what rates shall include, and allowing deductions for depreciation and other factors; providing for temporary rates and reimbursements and for single and joint line rates; providing for general adjustment of rates once each year; providing for complaints, hearings and adjustments of rates; repealing Article 6037 and forbidding abandonment of connections or lines without authority of the Railroad Commission, or owner or his agent; re-enacting Section 7 thereof; re-enacting Section 8 thereof, except to amend the definition of the common purchaser of crude oil; adding Section 8a which defines common purchasers of natural gas, and making the provisions of this act applicable to them; adding Section 8aa defining others as common purchasers; adding Section 8b authorizing and directing the Railroad Commission to establish regulations for the enforcement thereof; adding Section 8bb providing that nothing herein shall affect or repeal the anti-trust laws; adding Section 8c prohibiting the transportation of oil produced in violation of the law or of the rules and regulations of the Railroad Commission; re-enacting Sections 9, 10 and 11 thereof, except to amend Section 11 so as to permit one-half of penalty to be recovered by and for the use of one discrimi-

nated against; and by adding Section 11a providing for the forfeiture of the charter of and for permanent injunction against, a domestic corporation, which is also a common purchaser, for the violation of the provisions hereof; adding Section 11b providing for the cancellation of the permit and permanent injunction against a foreign corporation, which is a common purchaser, for the violation of the provisions hereof; adding Section 11c providing for damage suits against common purchasers in favor of those discriminated against where damage occurs; adding Section 11d directing the Railroad Commission to order reasonable extensions and connections to prevent discrimination; adding Section 11e directing the Railroad Commission to request the Attorney General to bring mandatory injunction to enforce the provisions of Section 11d; adding Section 11f providing for receiverships for violation of orders finally adjudged to be valid; providing for dissolution of receiverships and making bond; adding Section 11g providing for discrimination in the purchase of royalty oil, providing unreasonable delays in payment for royalty oil and for damages for violation; adding Section 11h applying enforcement provisions of Title 102, as amended, to this act; adding Section 11i appropriating fifty thousand dollars (\$50,000) each year for enforcement thereof; adding Section 11j preventing Commission from limiting production to current market demand; re-enacting Sections 12, 13 and 14 of Chapter 36, and declaring an emergency."

Have carefully compared same and find it correctly enrolled.

COX of Lamar, Chairman.

FIFTEENTH DAY.

(Tuesday, August 11, 1931.)

The House met at 9 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Minor.

The roll was called, and the following members were present:

| | |
|------------------|-----------|
| Mr. Speaker. | Alsup. |
| Adams of Harris. | Anderson. |
| Adams of Jasper. | Baker. |
| Adamson. | Barron. |
| Adkins. | Beck. |
| Akin. | Bedford. |
| Albritton. | Bond. |

| | |
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| Bounds. | Kennedy. |
| Boyd. | Laird. |
| Brice. | Lasseter. |
| Brooks. | Lee. |
| Bryant. | Lemens. |
| Burns of Walker. | Leonard. |
| Burns of McCulloch. | Lilley. |
| Carpenter. | Lockhart. |
| Caven. | Long. |
| Claunch. | McCombs. |
| Cox of Lamar. | McDougald. |
| Cox of Limestone. | McGill. |
| Cunningham. | McGregor. |
| Dale. | Magee. |
| Daniel. | Mathis. |
| DeWolfe. | Mehl. |
| Dodd. | Metcalfe. |
| Donnell. | Moffett. |
| Dowell. | Morse. |
| Dunlap. | Munson. |
| Duvall. | Murphy. |
| Dwyer. | Nicholson. |
| Elliott. | Olsen. |
| Engelhard. | O'Quinn. |
| Farmer. | Patterson. |
| Farrar. | Petsch. |
| Ferguson. | Pope. |
| Finn. | Ramsey. |
| Fisher. | Ratliff. |
| Forbes. | Ray. |
| Ford. | Reader. |
| Fuchs. | Richardson. |
| Gilbert. | Rogers. |
| Giles. | Rountree. |
| Goodman. | Sanders. |
| Graves. | Satterwhite. |
| Greathouse. | Savage. |
| Grogan. | Scott. |
| Hanson. | Shelton. |
| Hardy. | Sherrill. |
| Harman. | Smith of Bastrop. |
| Harrison of El Paso. | Smith of Wood. |
| Harrison of Waller. | Sparkman. |
| Hatchitt. | Stephens. |
| Hefley. | Steward. |
| Herzik. | Strong. |
| Hines. | Sullivan. |
| Holder. | Tarwater. |
| Holland. | Terrell |
| Holloway. | of Cherokee. |
| Hoskins. | Terrell |
| Howsley. | of Val Verde. |
| Hubbard. | Towery. |
| Hughes. | Turner. |
| Jackson. | Van Zandt. |
| Johnson of Dallam. | Vaughan. |
| Johnson of Dimmit. | Veatch. |
| Johnson of Morris. | Wagstaff. |
| Jones of Shelby. | Walker. |
| Justiss. | Warwick. |
| Kayton. | Weinert. |
| Keller. | West of Coryell. |
| | West of Cameron. |
| | Westbrook. |
| | Wiggs. |
| | Wyatt. |
| | Young. |